

JOURNALS
of the
HOUSE *of* BURGESSES
of
VIRGINIA
1752-1755
1756-1758



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The House of Burgeffes
of Virginia





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1752-1755

1756-1758

Edited by
H. R. McILWAINE



RICHMOND, Virginia

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EDMUND PENDLETON

Burgesses for the Assembly of 1752-1755.

Accomack:	Edmund Allen ¹ George Douglas	Fairfax:	Hugh Weft ⁹ Gerrard Alexander
Albemarle:	Jofhua Fry ² Allen Howard	Frederick:	George William Fairfax Gabriel Jones ¹⁰
Amelia:	Thomas Tabb Wood Jones	Gloucester:	Beverley Whiting ¹¹ John Page
Augufta:	John Madifon ³ John Wilfon	Goochland:	John Payne John Smith
Bedford: ⁴	William Callaway John Phelps	Halifax: ¹²	William Samuel Harris George Currie ¹³
Brunfwick:	Drury Stith John Willis ⁵	Hanover:	John Chifwell John Syme ¹⁴
Caroline:	Edmund Pendleton Lunsford Lomax	Hampshire: ¹⁵	Gabriel Jones ————— Parker
Charles City:	Benjamin Harrifon Richard Kennon	Henrico:	William Randolph Bowler Cocke
Chefterfield:	Richard Eppes John Bolling	James City:	Carter Burwell Benjamin Waller
Culpeper:	John Spotfwood William Green	Ifle of Wight:	Robert Burwell Thomas Gale
Cumberland:	George Carrington Samuel Scott ⁶	King & Queen:	John Robinson, Speaker Philip Johnfon
Dinwiddie: ⁷	John Jones Ifham Eppes	King George:	Charles Carter Thomas Turner
Elizabeth City:	William Weftwood John Tabb	King William:	John Martin Bernard Moore
Effex:	Francis Smith Thomas Waring ⁸		

¹ Edmund Allen, having accepted the office of fheriff of Accomac (fee p. 107), was fucceeded by Ralph Juftice.

² Jofhua Fry died May 31, 1754. An addrefs to the governor afking that a writ be iffued for the election of a fucceffor was ordered by the Houfe on Thurfday, Auguft 22, 1754 (fee p. 190). Peter Jefferfon was chofen.

³ John Madifon accepted the office of coroner (p. 190), and was fucceeded by James Patton, who was killed by the Indians in 1755 (p. 307). It is uncertain whether any one was elected in his place.

⁴ Bedford did not become a county till May 10, 1754 (Hening, VI, 381). Accordingly representatives from Bedford could not take their feats in the Houfe of Burgesses till the 4th feffion of this Affembly (p. 190). It is probable that they did not take their feats till the 5th, or even the 6th feffion, fince in the lift of representatives given in the Almanack for 1755 (published late in 1754) no members are given for Bedford.

⁵ Jno. Willis accepted the office of coroner (p. 285), and Edward Goodrich was elected in his ftead.

⁶ Samuel Scott died fome time before May 1, 1755 (p. 233). Jno. Fleming fucceeded him.

⁷ Dinwiddie became a county May 1, 1752 (Hening, VI, 255). It was, accordingly, firft represented in the Houfe of Burgesses at the fecond feffion of this Affembly.

⁸ Thomas Waring having died fome time before February 15, 1754 (p. 178), William Dangerfield was elected his fucceffor.

⁹ Hugh Weft died fome time before Auguft 30, 1754 (p. 197). He was fucceeded by Jno. Weft.

¹⁰ Gabriel Jones accepted the office of coroner (p. 167), and was fucceeded in the Houfe of Burgesses by ——— Perkins.

¹¹ Beverley Whiting died (p. 233), and was fucceeded by Thomas Whiting.

¹² Halifax became a county the 10th of May, 1752 (Hening, VI, 252). It was firft represented in the Houfe of Burgesses at the 2nd feffion of this Affembly.

¹³ George Currie was declared (p. 160) not duly qualified to ferve as a member, and the governor was afked to order a new election. John Bates was elected to fucceed him.

¹⁴ Both Chifwell and Syme were declared by the Houfe not duly elected (p. 62). A new election refulted in the return of Chifwell and Henry Robinfon.

¹⁵ Hampshire became a county May 1, 1754 (Hening, VI, 377). Its firft representatives probably appeared in the Houfe of Burgesses at the fame feffion with the firft representatives from Bedford. (See note 4 above.)

Lancafter:	Edwin Conway	Princes Anne:	Edward Hack Mofeley ²³
	Joseph Chinn ¹⁶		Anthony Walke, Jr.
Louisa:	Abraham Venable	Richmond:	John Woodbridge
	Thomas Walker ¹⁷		Landon Carter
Lunenburg:	William Byrd ¹⁸	Southampton:	Etheldred Taylor ²⁴
	Clement Reade ¹⁹		Thomas Jarrell ²⁵
Middlesex:	Ralph Wormeley	Spotsylvania:	William Waller ²⁶
	Christopher Robinfon		Rice Curtis
Nansemond:	Lemuel Riddick	Stafford:	William Fitzhugh
	Anthony Holladay		Peter Hedgman
New Kent:	Richard Adams	Surry:	Robert Jones
	James Power		Augustine Claiborne ²⁷
Norfolk:	Robert Tucker ²⁰	Suffex: ²⁸	Gray Briggs
	Samuel Boufh, Jr. ²¹		John Edmunds ²⁹
Northampton:	Littleton Eyre	Warwick:	William Harwood
	John Kendall		William Digges
Northumberland:	Presley Thornton	Westmoreland:	John Bushrode
	Spencer Ball		Robert Vaulx ³⁰
Orange:	George Taylor	York:	John Norton
	Benjamin Cave		Dudley Digges
Prince Edward: ²²	John Nash	Jamestown:	Edward Champion Travis
	Charles Anderfon	Norfolk Borough:	John Hutchings
Prince George:	Richard Bland	Williamsburg:	Armistead Burwell ³¹
	Stephen Dewey	William and Mary	
Prince William:	Thomas Harrifon	College:	Attorney General (Pey-
	Joseph Blackwell		ton Randolph)

¹⁶ Joseph Chinn accepted the office of coroner (p. 179), and was succeeded by James Ball, who himself later on became sheriff of the county (p. 321). Though an address was made to the governor to order a new election, it is improbable that a successor appeared to take his place; for only a few days after the address to the governor was ordered, the Assembly was dissolved.

¹⁷ Thomas Walker accepted the position of assistant surveyor (p. 178). Robert Anderson was elected to the House in his place.

¹⁸ William Byrd having been advanced to the Council (p. 211), Matthew Marrable succeeded him as burgess.

¹⁹ Clement Reade became surveyor of the county of Lunenburg (p. 190), and was succeeded as burgess by William Embry.

²⁰ Robert Tucker, having become sheriff of his county (p. 322), ceased to be a member of the House before the last session of this Assembly. Probably no successor, however, took his seat in the House, since very soon after the governor was asked by the House to issue a writ for a new election, the Assembly was dissolved.

²¹ Samuel Boufh became clerk of the court of Norfolk (p. 178), and Jno. Willoughby succeeded him as burgess.

²² Prince Edward became a county January 1, 1754 (Hening, VI, 379). Its representatives appeared for the first time at the 3rd session of the Assembly.

²³ Edward Hack Mofeley accepted the position of surveyor and searcher of Elizabeth and Nansemond rivers (p. 322). It is doubtful, however, if his successor took his seat, as very shortly the Assembly was dissolved.

²⁴ Etheldred Taylor having died (p. 321), the governor was asked to issue a writ for a new election. His successor, however, if one was elected, hardly had time to come to Williamsburg before the dissolution of the Assembly.

²⁵ Thomas Jarrell died before November 1, 1753 (p. 105). Joseph Gray succeeded him.

²⁶ William Waller became coroner (p. 126), and was succeeded by Jno. Thornton.

²⁷ Augustine Claiborne, who had become clerk of the court (p. 178), was succeeded in the House by John Ruffin.

²⁸ Suffex became a county February 1, 1754 (Hening, VI, 384). Its burgesses first appeared at the 3rd session of this Assembly.

²⁹ Jno. Edmunds accepted the position of surveyor of his county (p. 190). He was re-elected to the House, however, since his name appears in the list of representatives given in the Almanack for 1756 (printed the latter part of 1755).

³⁰ Robert Vaulx died (p. 194). Augustine Washington succeeded him.

³¹ Armistead Burwell, having died (p. 190), was succeeded by George Wythe.

Burgesses for the Assembly

of 1756-1758.

Accomac:	Edmund Allen	Halifax:	Samuel Harris
	Ralph Justice		John Bates
Albemarle:	John Nicholas	Hampshire:	Thomas Bryan Martin
	William Cabell		Thomas Walker
Amelia:	Thomas Tabb	Hanover:	John Syme
	Richard Booker		Henry Robinson ⁴
Augusta:	John Wilfon	Henrico:	William Randolph
	Gabriel Jones		Bowler Cocke
Bedford:	William Callaway	Isle of Wight:	Joseph Bridger
	———— Stith		Robert Burwell
Brunswick:	Edward Goodrich	James City:	Benjamin Waller
	William Thornton		Joseph Morton
Caroline:	Edmund Pendleton	King & Queen:	John Robinson, Speaker
	John Baylor		Philip Johnson
Charles City:	Benjamin Harrison	King George:	Charles Carter
	William Lightfoot		Charles Carter, Jr.
Chesterfield:	Archibald Cary	King William:	John Martin ⁵
	John Bolling ²		Bernard Moore
Culpeper:	Thomas Slaughter	Lancaster:	William Ball
	Henry Field		Richard Selden
Cumberland:	George Carrington	Louisa:	Robert Anderson
	John Fleming, Jr.		Charles Barret
Dinwiddie:	John Jones ³	Lunenburg:	Thomas Nash
	Robert Bolling		William Embry
Elizabeth City:	William Westwood	Middlesex:	Christopher Robinson
	John Tabb		Ralph Wormeley
Effex:	William Dangerfield	Nansemond:	Lemuel Riddick
	Francis Smith		Willis Riddick
Fairfax:	John West	New Kent:	James Power
	George Wm. Fairfax		Richard Adams
Frederick:	Hugh West	Norfolk:	George Veale
	Thomas Swearingen		Joshua Corprew
Gloucester:	John Page	Northampton:	Littleton Eyre
	Thomas Whiting		John Kendall
Goochland:	John Payne	Northumberland:	Spencer Ball
	John Smith		Presley Thornton

¹ Owing to the occurrence of a riot at the first election for the House of Burgesses, a new election had to be held (p. 348). Augusta's representatives did not, accordingly, appear in the House till late in the rift or at the beginning of the 2nd session.

² John Bolling died before March 30, 1758, when the House asked the president of the Council (acting governor) to order an election for the purpose of filling the vacancy (p. 496). As the session of the Assembly very soon came to an end, it is not probable that Mr. Bolling's successor took his seat.

³ On Thursday, March 30, 1758, the House asked the president of the Council (acting governor) to issue a writ for the election of a burgess to serve instead of Jno. Jones, who had been appointed inspector of tobacco (p. 496). It is not probable, however, that the burgess elected took his seat. (See preceding note.)

⁴ Henry Robinson died before September 21, 1756 (p. 403). Nathaniel West Dandridge succeeded him.

⁵ John Martin died before April 6, 1756 (p. 356), and Francis West succeeded him as burgess.

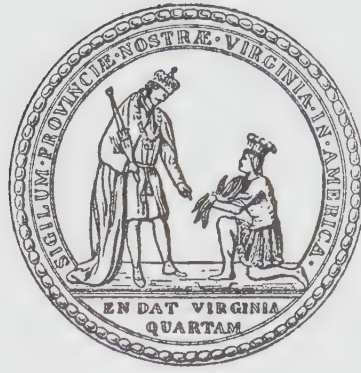
Orange:	George Taylor Benjamin Cave	Surry:	Benjamin Harrifon, Jr. William Clinch ⁶
Prince Edward:	John Nafh Charles Anderfon	Suffex:	John Edmunds Gray Briggs
Prince George:	Richard Bland Alexander Bolling	Warwick:	William Digges William Harwood
Prince William:	Henry Lee ⁶ John Bell	Westmoreland:	Augustine Wafhington Philip Ludwell Lee ⁹
Princes Anne:	Thomas Walke William Keeling	York:	Dudley Digges Robert Carter Nicholas
Richmond:	Landon Carter John Woodbridge	Jamestown:	Edward Champion Travis
Southampton:	Joseph Gray William Taylor	Norfolk Borough:	John Hutchings, Jr.
Spotfylvania:	Rice Curtis ⁷ John Spotfwood	Williamsburg:	John Chifwell
Stafford:	Peter Hedgman William Fitzhugh	The College:	The Attorney General (Peyton Randolph)

⁶ Henry Lee's election was declared void by the House March 31, 1756 (p. 352). A new election resulted in the choice of Henry Peyton.

⁷ Rice Curtis was appointed to the office of sheriff (p. 403), and William Waller was elected burges in his stead.

⁸ On Tuesday, April 26, 1757, William Clinch was expelled from the House (p. 437). Benjamin Cocke was elected his fucceffor.

⁹ Philip Ludwell Lee having been promoted to the Council (p. 416), Richard Lee was chosen burges in his stead.



Introductory Note.

THE size of the present volume is to be accounted for by the fact that it contains the Journals of the House of Burgesses for two General Assemblies instead of for only one. Since the duration of an Assembly was not fixed but indefinite (the laws governing being similar to those governing in the *English* Parliament), and since the amounts of business conducted at different sessions varied widely, the number of printed pages required to record the proceedings of the House of Burgesses for an Assembly is much greater in some cases than in others. The volume immediately preceding this one in the series contained the proceedings of the House for the General Assembly of 1758-61. If the present volume contained the proceedings of the House for only one Assembly, it would (the inverse chronological order of publication adopted at the inception of the series being adhered to) be those for the Assembly of *March, 1756-March, 1758*, an Assembly short in duration and one in which relatively little business was transacted. The volume would contain less than two hundred pages, a much smaller number than that contained in any preceding volume, and one not at all in proportion to the cost of the volume to subscribers. Therefore it was decided to include the proceedings of the Assembly of *February, 1752-October, 1755*, and the proceedings for the entire Assembly, so as to obviate the awkwardness of beginning a volume with the proceedings of a third or a fourth session instead of with those of the first. It was felt that in this way only could the unity of the volume be preserved.

Despite the fact that it was determined to make this volume include the proceedings of the House for two Assemblies, it was nevertheless thought best to put in it, too, such of the *Bancroft* Transcripts bearing dates in the period covered by the two Assemblies as have not elsewhere been published. It is much to be hoped that in course of time absolutely all the manuscript material in *England* and elsewhere bearing upon *Virginia* history may be printed in some such monumental collection as the Documents relating to the Colonial History of the State of *New York*, but in the meanwhile it appears to the present editor of this series that the printing of such of it as he can conveniently collect will be a service of moment to students of *Virginia* colonial history.

The source of the text of the Journals appearing in this volume is in every case an original printed Journal. The originals for all the sessions except two are in the *Virginia* State Library, and for these two sessions (the *August-September* session of 1754, and the *September* session of 1756) they are in the Library of Congress. The originals being at hand, it has been possible in this volume to follow the slight changes of style in printing from session to session. Hence in the following pages will be found, not only the results of an attempt at an exact reproduction of the words and punctuation of the originals, but a sufficiently accurate reproduction of the forms of printing to make these pages resemble

very closely those issued by *William Hunter*, Public Printer, *Williamburg*, one hundred and fifty years ago. In cases in which misprints or other errors in the original might confuse the reader foot-notes are given. Notes other than those of this character are few, even the page references to *Hening's* Statutes for acts passed being omitted, for the reason that it was thought that it would be sufficiently easy for the student, knowing that all the acts for this period are given in *Hening*, to find by the use of the indexes to *Hening's* volumes the special law in which he might be interested.

The lifts of Burgeffes given have been taken from *Stanard's* Colonial Register, but carefully compared with the *Virginia* Almanacks for the period and with the Journals.

Preface.

Asssembly of 1752-55.

Firft Seffion.

THE firft seffion of the Asssembly of 1752-55 commenced on the 27th of *February*, 1752, and continued till *April* 20. It was the firft seffion of an Asssembly fince early in 1749. It was alfo the firft meeting of an Asssembly under Governor *Dinwiddie*¹, who, fucceeding Governor *Gooch*, had arrived in *Virginia* *November* 20, 1751. Since no Asssembly had met for about two years, a great deal of bufinefs had to be tranfacted; and fince there was a new governor, though one who had formerly refided for a time in the Colony in another capacity, there was no doubt confiderable curiofity on the part of members to make his acquaintance. Accordingly on the opening day of the feffion the attendance was unufually large, there being eighty-four members prefent out of a poffible ninety-two. The governor, in his addrefs to the Asssembly, made two fpecial recommendations: Firft, that fome way fhould be found to prevent delays in the courts of juftice; fecond, that good relations fhould be cultivated with the *Indians* in order that the *French* and *Spaniards*—particularly the former—might not be able to carry out their defigns of fettling in the interior.

In refponfe to the governor's firft recommendation, the Houfe, after very careful confideration, was on the point of paffing² a bill the object of which was to remedy the condition complained of, when it was announced to the Houfe by the governor that the king in council had repealed ten acts paffed by the preceding Asssembly. The bill was immediately dropped. The preceding Asssembly had made a revision of the whole body of the law of the Colony, and it was thought beft, no doubt, before going into further changes to allow ample time to elapfe for the ftudy of the bearing of the repeal of thefe ten on thofe which had been allowed.

The governor's fecond recommendation was carried out in the paffage of an act for the encouragement of fettlement on the waters of the *Missiffippi*. The preamble to the act ftates that encouragement given to perfons "to settle on the waters of the *Missiffippi* river, in the county of *Augufta*" will be "a means of cultivating a good correfpondence with the neighboring *Indians*." Another motive affigned in the preamble for the paffage of the act, but one mentioned probably to imprefs the king and his minifters and thus to prevent the poffible difallowing of the act, was the desire to augment eventually "his majesty's revenue of quit-rents." The quit-rents went into his majesty's private purfe. But the main motive for paffing the bill is to be found in the claufes of the preamble fetting forth that with encouragement many of his majesty's natural born fubjects and, efpecially, many foreign Proteftants may be brought to settle in thofe parts, and that, having fettled there, they will add to the "ftrength and fecurity of the Colony in general." This plan of erecting a human buffer on the frontiers was an old one even in *Virginia*. It explains the fettlement of the *Huguenots* at *Manakin* Town, and to a certain extent of the *Germans* at *Germanna*, and of the encouragement given

¹ Dinwiddie was only the lieutenant governor. The governor at that time was the Earl of Albemarle, who had fucceeded the Earl of Orkney as holder of the fynecure in 1737. The Earl of Albemarle died in 1754, and was followed as governor by the Earl of Loudoun. The titular governor received £.1,665 of the £.2,000 regular falary paid from the revenue arifing from the 2s. per hogfhead tax on tobacco exported, but the lieutenant governor was able to add in various ways to the part coming to him; fo that it is fafe to fay he was a well paid officer. The title "governor" is ufually given the lieutenant governors.

² See p. 76 of this volume.

³ Hening, VI, 258.

later to the settlement of the Valley of Virginia by the *Scotch-Irish* and *Germans* from *Pennsylvania*. The frontiers were now being extended into territory claimed by *France*, and the barrier was needed more than ever. The encouragement given was the exemption of such settlers, "being Protestant," "from the payment of all public, county, and parish levies for the term of ten years." No reference is made to quit-rents, of course, as these could not be dispensed with by legislative action, being wholly under the control of the king.

The two measures which occasioned the greatest discussion, judging by the number of times they are mentioned in the Journal in the various stages of their passage, were, to give their exact titles when they became laws, "An act for reviving the duty upon slaves, to be paid by the buyer, for the term therein mentioned" and "An act for continuing and amending the act entitled An act for amending the staple of tobacco and preventing frauds in his majesty's custom's." By the former of these a duty of five *per cent.* was laid upon slaves for the purpose of raising revenue with which to extinguish the debt incurred by the Colony in rebuilding the capitol and in raising troops for an expedition against the *French* in King George's War. The fight over its passage arose from the fact that in enhancing the price of slaves the law would, it was seen, increase the difficulty experienced by men of small means in securing laborers for their farms. It was thus, to an extent, a fight between the rich and the poor. The second act amended what was commonly known as the "tobacco law," which, regulating the inspection and shipment of *Virginia's* great staple and the issue and currency of notes and receipts given for it by inspectors, the location and management of warehouses, etc., etc., was always a subject demanding a great deal of attention. Whenever a bill was introduced to change this vital law in even a trivial detail, it was sure to be considered in committee of the whole house many times, and when it finally passed the House, granting that it succeeded in doing so, it was almost sure to be amended by the Council. In short, the passage of an act dealing in any way with tobacco was always a tedious process.

A very interesting bill introduced in the House at this session was the bill for changing the capital from *Williamsburg* to some place more convenient to the majority of the inhabitants of the Colony. It passed the House by a safe majority, but received no favor in the Council.⁴ The title of the bill shows that the intention was not to remove to some town already in existence, but to select a convenient site, build a town thereon, and erect the public buildings. The vote is noteworthy as showing the shifting of the center of population to the west.

Another interesting matter receiving attention was the proposal to build a lighthouse at Cape *Henry*. This measure passed both houses without trouble and was signed by the governor. It had attached to it, however, the proviso that it was not to go into effect till the king's approbation was had.⁵ The proviso was necessary because the act, in order to collect the money with which to pay for the erection and the maintenance of the improvement, laid a tonnage duty on ships passing into the *Chesapeake* Bay. It thus entered a sphere of taxation not indubitably within the province of the General Assembly.

Much of the time of the Assembly from the 8th of *April* till the close of the session was taken up in a very unusual manner, namely, with the consideration of the action taken by the king in regard to the sixty-seven acts passed by the Assembly of 1748-9. In 1745 a committee had been appointed by the General Assembly to revise the laws of the Colony. This committee reporting its work in the shape of bills ready for the action of the Assembly of 1748, that Assembly spent almost its entire time for one of the longest sessions on record in considering and passing them. The work was completed in 1749, and it being thought that sufficient time had been given for the king in council to disallow any of the acts to which objection might be had, they were printed early in the year 1752. In fact, however, the king did disallow ten of them, a proclamation giving

⁴ See p. 81.

⁵ Manuscript Journal of the Council, in the Virginia State Library.

⁶ Hening, VI, 229.

this intelligence being issued by Governor *Dinwiddie* on the 8th of *April*. The same day the General Assembly was officially informed of his majesty's decision. The information created no little consternation, for some of the acts (notably one for regulating the proceedings in the General Court) were of the most vital importance, and, furthermore, the effect of the repeal would, it was seen by the members, be to bring into operation many laws which it had been thought were superfluous.⁷ But even more embarrassing than the repeal of the ten was the affixing of the royal signature to the remaining fifty-seven. For when a law finally received the sanction of the king, it could not be amended except with a clause attached to the new act suspending its execution till it was approved by his majesty, whereas usually a law went into effect from passage or at a date set in the law itself. Accordingly it was, in the thought of the *Virginia* people, greatly to their advantage that the royal signature be withheld, since thus the laws might be altered quickly to suit changes in conditions. When laws were disallowed, they could not be re-enacted except by special permission of the king given after full hearing in council. Thus either kind of action by the king made for delay. It also occasioned expense, evidence not being wanting in this Journal that the king's ministers knew how to reap pecuniary gain from their nearness to the throne.⁸

In the emergency there was no division of sentiment whatever between the two chambers of the Assembly. A joint committee was at once appointed to consider what ought to be done. In accordance with the recommendation of this committee, a bill was at once introduced to declare valid the "process and proceedings of the General Court between the commencement and repealing of the act intitled An act for establishing the General Court and for regulating and settling the proceedings therein." This bill passed both houses the same day and was at once signed by the governor. Later a strong presentation⁹ was drawn up by the two houses of the reasons for passing the ten acts (that is, eight of them, the repeal of the remaining two being acquiesced in) and of the inconvenience of the rule in reference to acts finally ratified by the king. Each house presented an address to the governor asking his assistance in getting their representation properly before the king, and to each he promised to do his utmost in the matter.

All through the first session of the Assembly the greatest good feeling existed between the Governor and the House of Burgesses; so much so that toward the close of the session the House passed a resolution giving the governor, in appreciation of his attitude, the large sum of five hundred pounds as a present. The resolution was promptly agreed to by the Council.¹⁰

Second Session.

The General Assembly at its first session was prorogued to meet again the last *Thursday* of the same year. The meeting was, however, put off by several prorogations till *November 1*, 1753, when the Assembly convened pursuant to proclamation by the governor issued by special command of the king in order that measures might be concerted to thwart the designs of the *French* in reference to occupying the *Ohio* Valley, in which territory they had already built a fort and were pushing on to build others at points of vantage. The Assembly was asked to vote such a supply of money as might seem proper. In addition, the governor urged that the militia law be revived, he having himself, in order to render the militia more efficient, divided *Virginia* into four districts, and appointed an adjutant in each, who was to instruct the officers of militia in the duties of their position.¹¹ The speech further drew attention to the bad account had from home of the price of tobacco, and of its poor quality

⁷ The number was later found to be twenty. See p. 129.

⁸ See p. 46, Petition of John Tayloe.

⁹ Hening, V, 432-443. The original presentation is in a MS. Journal of the Council preserved in the Virginia State Library.

¹⁰ The Journal shows conclusively that those writers who maintain that Dinwiddie was unpopular in Virginia from the very beginning of his term of office are in error.

¹¹ Washington was one of these adjutants.

owing to inadequate inspection, and gave the good news that the effect of the Assembly's address of the former session in reference to the king's action on the revised laws was to cause his majesty to send an instruction to his governor in Virginia to give his assent to two of the laws formerly repealed. These two laws were the one for establishing the General Court and for regulating and settling the proceedings therein, and the one concerning servants and slaves—the most important of those repealed. The Assembly promptly passed them over again with slight changes here and there. It is of some interest to note that on their passage this time they were acted on by the Council first and sent by that body to the House, the usual procedure being the reverse of this.

Because of the gloomy conditions set forth in the address the "tobacco law" took up even more than the usual proportional time of the House,¹² and the result was the amendment of the law, but in what would seem to be only very unimportant particulars.¹³

The measures taken to resist the encroachments of the *French* were inadequate and disappointing. The only thing done was to add five years to the term of exemption of those settling on the waters of the *Mississippi* from parish, county, and public levies,¹⁴ and to continue a law, which was already in existence but which would shortly expire, for making provision against invasion and insurrection, according to the terms of which the governor could in case of invasion raise a sufficient force from the militia to repel it, which force was to be paid by the public but could not be marched beyond the limits of the Colony. It was also resolved by the House in committee of the whole¹⁵ that an address be drawn up to the king asking that he be pleased to grant his lands to the westward of the mountains in small parcels exempt from the payment of quit-rents for the term of ten years, as this would be an encouragement to foreign Protestants to settle thereon, and "thereby be the most effectual means of securing our frontiers and cultivating a friendship with the *Indians*." Over the quit-rents the Assembly had no control. According to the laws already referred to such settlers were not to be required to pay county, parish, or public levies.

The failure of the Assembly to do more in the emergency is to be accounted for by an unfortunate dispute that had arisen between the governor and the House of Burgesses in respect to the payment of a pistole¹⁶ as a fee to the governor on the issue of a patent for land at the secretary's office. According to a statement made in a letter written by *Richard Bland*, then a member of the House of Burgesses, to a correspondent in *England*,¹⁷ when *Dinwiddie* came to *Virginia* there were in the secretary's office nearly a thousand patents made out ready to be passed under the seal, and more than that number of surveyors' certificates for land in connection with which all the preliminary steps had been taken and for which, therefore, patents ought to have been issued long before. Governor *Dinwiddie*, seeing in this situation the chance to reap a rich harvest in a manner not in contravention of his instructions or opposed to the law, and in a manner to which he mistakenly thought that the people would not very seriously object, announced that a fee of a pistole must be paid before he would attach his signature to the patent so that it might pass under the seal. The order raised a storm; and the feeling against the governor was very much inflamed by the fact that the order was not given until the close of the first session of the Assembly, after the passage of the resolution, "That the sum of five hundred pounds be given to the Honourable *Robert Dinwiddie*, Esq.; and that he be desired to accept the same as a grateful acknowledgement for his regard to the interest and welfare of this Colony." As long as the General Assembly was sitting, applicants had been told that no patents would be signed till the close of the session; and then they were met for the first time with the order. The members of the House of Burgesses felt

¹² See pp. 115, 133, 134, 142, 146, 149, 150, 151, 153, 155, 158, 159, 160, 161, 170.

¹³ Hening, VI, 351-353.

¹⁴ Hening, VI, 355-356.

¹⁵ See pp. 115, 116.

¹⁶ A Spanish coin worth about \$3.50.

¹⁷ See "A Fragment on the Pistole Fee, claimed by the Governour of Virginia," by *Richard Bland*, edited by W. C. Ford, p. 32.

that they had been hoodwinked by the professions of the governor in reference to the king's repeal of the laws into voting a large sum as a present to a man whose main interest in the Colony arose from his desire for personal gain. Bitterness against the man was added to opposition to the measure. The matter came regularly before the House on petition from freeholders of various counties complaining of the imposition. One of the petitions came from inhabitants of *Dinwiddie* County, a county which had been formed by the General Assembly at its first session and named in honor of the governor. These petitions, such was the interest felt in their subject matter, were not referred to the committee of propositions and grievances, but at once to a committee of the whole house.¹⁸ In due course and through the proper channel the governor was asked by the House whether the demand for the fee was made by his order, and if so what was his authority for giving the order.¹⁹ The substance of the governor's reply was that he had given the order in accordance with the authority granted him in his instructions from the home government and with the advice of the Council.²⁰ The reply also intimated that the matter was not one with which the House of Burgesses could constitutionally deal. In a second address the House maintained that it was the undoubted right of the House to inquire into the grievances of the people; that the rights of the subjects of the king in *Virginia* were so secured that they could not be deprived of the least part of their property but by their own consent; and that the demand of a pistole as a fee, not being in accord with any established law, was a grievance highly to be complained of.²¹ The governor responded²² that "the establishment of the fee complained of relates solely to the disposal of the king's land, and which, it is conceived, may be deemed a matter of favour from the crown, and not a matter relative to the administration of government." On receipt of this second reply, the House passed a resolution, "That whoever shall hereafter pay a pistole as a fee to the governor for the use of the seal to patents for lands shall be deemed a betrayer of the rights and privileges of the people."²³ The determination was reached by the House to appeal to the crown, and to send as special agent to prosecute the appeal the attorney general of *Virginia*, Mr *Peyton Randolph*, who was to be paid £. 2,500 for his services²⁴ and who was empowered to select a permanent agent for the Colony at a salary of £. 200 *per annum*. Two addresses to the king were drawn up (the first of which, as a matter of form, was sent to the Council for its concurrence, which, of course, was not given) and a set of reasons in support of the independent address. The two addresses and the reasons for making them were not spread upon the Journal, for no doubt they, especially the set of "reasons," contained, in addition to figures as to patents and prophecies as to the effect of the fee, reflections upon the motives of the governor, which, though the House felt justified in making them, it did not wish the governor to see, and this he would have done had they been put in the Journal, it being one of the duties of the governor to transmit to *England* a copy of the Journal of the House of Burgesses at the close of each session. Then, too, coming in this way first to the notice of the authorities at home, the reflections might be considered as disrespectful to his majesty's representative in *Virginia* and so in a sense to his majesty himself. They would thus be prejudicial to the cause. However this may be, not only were the papers not transcribed into the Journal but great care was taken to prevent the governor's seeing copies of them. He did, however, get a copy of the reasons from a "private friend," as he expressed it, on the 8th of *February*—the paper was adopted by the House on the 18th of *December*—and he immediately wrote Mr *James Abercromby*, who at that time was his agent in *England* and who later became the agent of the *Virginia* Council also, saying, "Their reasons are actually inconsistent with truth. It surprised me that a legislative body could have the assurance to let them go under their

¹⁸ See p. 129.

¹⁹ See p. 136.

²⁰ See p. 141.

²¹ See p. 143.

²² See p. 154.

²³ See p. 155.

²⁴ See p. 168.

name."¹⁵ The House also drew up an address to the king setting forth why it had appointed the king's attorney general to "folicit the affairs" of the Colony in *Great Britain*, and praying that his majesty would be graciously pleased to continue him in his office. The next day after this resolution was passed, the House was prorogued.

In this dispute *Dinwiddie* was technically in the right. Such lands of *Virginia* as had not been taken up were in theory the property of the king, subject only to regulations made by the king himself or his agents, and beyond the control of *Virginia's* legislative assembly. The fee was ill advised but not illegal. The whole situation is well enough described (from *Dinwiddie's* standpoint) in a letter written by *Dinwiddie* to *James Abercromby*, April 26, 1754. He says: "If I had known that this affair would have created so much uneasiness to me and trouble to my friends at home, I would not have taken that fee; but when it was established by the Council here, and approved by the Lords for Trade, I could not in honor to the Board submit to the unjust clamors of our House of Burgesses, who, by the opinion of Sir *Dudley Rider*, had no cognizance of it."¹⁶ It is probable that the Board of Trade allowed the fee owing to *Dinwiddie's* representations that his plan (which contemplated not only the taking of the fee for himself but also the prevention of fraudulent delay in application for patents by those enjoying the use of land under mere surveyors' warrants but paying no quit-rents since the lands had not yet actually been patented) would result in the great augmentation of the revenue going to the king. On the other hand, it is hard to see how the House of Burgesses, the guardians of the interests of the people, could have failed to complain of the fee, though not of the other features of the regulations. The imposition was beyond doubt unusual and burdensome. Their arguments may not have fitted conditions as they were, for the king owned the land; but they fitted conditions as they ought to have been. The arguments looked to the future. In other words, this contest was merely an incident in the long conflict between prerogative and popular control which ended in the victory of the latter in the stormy days of the Revolutionary War. But even as it was, *Dinwiddie's* victory was by no means a sweeping one when the case was finally disposed of by the king in council. It was decided that *Dinwiddie* was right in principle, but the Board of Trade was ordered to issue regulations for his future conduct in regard to the whole matter; and this body ordered¹⁷ that no fee be taken for a patent issued for less than 100 acres, or from families imported, or on lands to the west of the mountains, or on land the preliminary steps for getting patents to which had been taken before the 22d of April, 1752 (when his first order in reference to the fee was announced at the secretary's office), that a patent should not be given for a larger body of land than 1,000 acres, and that the attorney general should be reinstated in office.

Third Session.

The Assembly at its second session was prorogued to meet on the last *Thursday* in the following April; but the third session actually began the 14th of *February*, the Assembly having been hurriedly called together by the governor when *George Washington* reported to *Dinwiddie* the result of his famous mission to the *French* commandant in the disputed territory in the *Ohio* Valley. The Assembly was asked to vote a supply for the purpose of aiding in supporting the claims of the king. *Dinwiddie's* plans were admirable,¹⁸ and his energy in the crisis beyond all praise, but his unfortunate pistole fee order having rendered him *persona non grata* to the House, at the very time at which harmony was so much needed in the Colony there were, instead, distrust and divided counsels. The Assembly did, indeed, vote a supply of £. 10,000, but the amount was ridiculously small; it did make a few changes in the law governing the militia, but not sufficient to render that body effective in the trying times to come. The supply was voted in an act having the title "An act for the encouragement and protection of the settlers upon the waters of the *Mississippi*."

¹⁵ *Dinwiddie Papers*, I, 72.

¹⁶ *Dinwiddie Papers*, I, 137.

¹⁷ *Dinwiddie Papers*, I, 370-375.

¹⁸ *Dinwiddie Papers*, Vol. I, *passim*, particularly pp. 98, 99.

It provided that the treasurer should be empowered to borrow £. 10,000 at 6 *per cent.* interest, to be expended in giving this protection, and that a fund for the repayment of the amount borrowed, with the interest, should be raised by placing an additional duty of 5 *per cent.* on slaves imported, and by taxes on vehicles, on licenses of ordinaries and on various legal papers, the said revenues to remain as a security for the repayment of the amount borrowed.²⁹ The law named a committee of directors who "shall, from time to time, with the consent and approbation of the governor or commander in chief, for the time being, direct and appoint how the said money shall be applied, towards the protecting and defending his majesty's subjects, who are now settled, or hereafter shall settle, on the river *Mississippi*, and that the said directors shall, as often as there shall be occasion of money for use of the aforesaid, apply themselves to the governor, or commander in chief for the time being, to issue out his warrants to the said treasurer to pay so much money as shall be wanting for the purposes aforesaid, who is hereby required to pay the same, accordingly."³⁰ This part of the law *Dinwiddie* vigorously opposed as being an encroachment upon his right as the king's representative, and his duty according to his instructions, to have entire charge of the expenditure of the money raised by the act.³¹ What the governor said was probably true. There was, no doubt, an encroachment on the prerogative. The House, however, could plead as a precedent the law of 1746 for raising £. 4,000 to be used in an expedition against *Canada*. In this law a similar committee was provided;³² and the House was now more determined than ever before to insist on maintaining the general principle that agents appointed by the General Assembly itself should supervise the expenditure of money raised in the Colony. Since money could be had on no other terms, *Dinwiddie* was compelled to give way, and to sign the bill with this feature incorporated. In writing to the Lords of Trade an account of the work of the session, *Dinwiddie* said that the only thing which kept him from dissolving the Assembly, so monstrous was the encroachment on the prerogative, was the hope of getting from *England* an order to dissolve it by proclamation, which would be a severer rebuke for its conduct than the mere dissolution by the governor.³³

This third session is further interesting on account of the evidence given in the Journal that the House of Burgesses insisted as a general thing on originating all bills. On the 19th of *February*³⁴ a bill passed by the Council entitled "An act for the regulation of the militia" was sent over to the House for its action. The House considered the bill in committee of the whole, and resolved to consider it further the next day. However, before taking up the matter in committee of the whole, the House the next day resolved to relieve that committee of further consideration of the bill, and ordered that a bill of its own be brought in, a committee being appointed for that purpose. The bill so ordered was in course of time reported, and was finally passed by both houses—the ineffectual measure referred to above.

Fourth Session.

The capitulation of *Washington* at Fort *Neceffity* on *July 4*, 1754, occasioned the calling together of the Assembly for its fourth session. The session began *August 22* and ended *September 5*. For the first week of the session the greatest harmony prevailed. The governor set forth in his opening address the absolute necessity of the vote of a large sum at once, and the House replied that it could be depended upon to do its duty in the emergency. With the request of the House that he lay before it copies of papers in his possession relating to the expedition against the *French*, the governor complied at once, being profusely thanked by the House for his "conde-

²⁹ Hening, VI, 417-420.

³⁰ Hening, VI, 418.

³¹ Dinwiddie Papers, I, 98.

³² Hening, V, 402.

³³ Dinwiddie Papers, I, 161.

³⁴ See p. 181.

licenfion" in doing so. A bill was drawn up for raising £. 20,000 for the purposes of the campaign by means of a poll tax. Affairs progressed smoothly till the 31st of *August*, when there was added to this bill a clause to the effect that the £.2,500 voted by the House at the second session of the Assembly to Mr *Peyton Randolph* for acting as agent for the House in *England* in the matter of the pistole fee should be paid out of the funds to be raised in accordance with this act. In this shape the bill passed the House.³⁵ The provision contained in the rider the Council had already refused to agree to, and could not now, even in the critical situation on the frontiers, be forced to accept. Accordingly the whole bill failed. If the Council had not rejected it, the governor would himself have withheld his signature, as he says in a letter to Sir *Thomas Robinson*, Secretary of State, dated *September 23*, 1754.³⁶ He had the expedition so much at heart, however, that he promised that if the House would pass a supply bill in which the subject matter of the rider was not incorporated, he would sign a bill for the payment of the £. 2,500, with the proviso attached that the act was not to go into effect till the king's pleasure should be known in reference to it. This compromise was not accepted and thereupon the Assembly was prorogued.

The former contention of the House that the salary of *Peyton Randolph* as agent could constitutionally be paid by the treasurer on the mere resolution of the House was clearly an untenable one, all resolutions involving the payment of money requiring the concurrence both of the Council and of the governor; and adding to the supply bill the provision for the payment of the salary was an admission of this fact. The House had gotten itself into an embarrassing position, having promised £. 2,500 to an agent for the performance of what seemed a public service, and was willing to go to any length in order to secure the money. It cannot be defended, however, in the final stand taken. The situation upon the frontiers was too serious.

Fifth Session.

On the day appointed in the speech of prorogation made at the close of the preceding session, namely, the 17th of *October*, the General Assembly came together for its fifth session. After calling attention in a very emphatic way to the precarious condition of the country, the governor in his opening address was able to give the gratifying intelligence that the king had sent £. 10,000 sterling in specie, besides military stores, for use in the protection of the Colony. The members of the House had had time, too, to think of what must have seemed to them their headstrong conduct in the preceding session of the Assembly. It is also probable that at the opening of this session—certainly very soon after the opening—the verdict of the king in council in reference to the pistole fee was known, and also the regulations which, in accordance with the verdict, had been made by the Board of Trade. Though the governor had been upheld in the main, the contentions of the House had not been absolutely ignored. All these things united to make the House more manageable. It promptly passed a bill for raising by means of a poll tax £. 20,000 for the protection of the frontiers;³⁷ and, though it would not at the suggestion of the governor pass a bill for drafting into the service every tenth man of the militia,³⁸ it did pass one compelling able-bodied men who had no visible means of support to serve as soldiers. Both these bills became laws.³⁹ The most powerful member of the House of Burgesses, namely, Speaker *Robinson*, who was at the same time treasurer, waited on the governor, acknowledged the former ill-conduct of the House toward him, and begged pardon.⁴⁰ Harmony in great measure prevailed, except that the House and Council could not agree on the wording of an address to the king.

³⁵ See p. 201.

³⁶ Dinwiddie Papers, I, 324.

³⁷ Hening, VI, 435-438.

³⁸ Dinwiddie Papers, I, 405.

³⁹ Hening, VI, 435-440.

⁴⁰ Dinwiddie Papers, I, 376.

This session is further noteworthy because in it an unusual order was passed directing the public printer to print for circulation among the members of the House a bill for the improvement for the staple of tobacco.⁴¹ This is a very early example of such treatment of a bill, the use of the printing press being by no means extensive at that time. The order to print was occasioned by the fact that it became known to the House that the Assembly would be prorogued before the date set for consideration of the bill in committee of the whole. It was thought desirable for members to have an opportunity of studying the provisions of the bill during the approaching recess.

Sixth Session.

The sixth session of the Assembly began on the first of *May*, 1755, and ended on the 9th of *July*. The session was not a continuous one, however, a recess having been taken from *June 2* to *June* the 24th.⁴² It seems that at that time the device of a speaker *pro tempore* was not known in *Virginia*, and a misfortune in Speaker *Robinson's* family that made it highly inconvenient for him to attend the meetings of the House resulted in an order from the governor on the 2d of *June*, even at a time when dispatch was most necessary in the business of the Assembly, that each branch should adjourn itself till the 24th.

In his opening address the governor had the pleasure of announcing that General *Braddock* had been sent from *England* with four regiments to drive the *French* from the *Ohio* Valley. It was for the purpose of raising men and money to assist in this movement that the Assembly had been called together by special instruction to the governor from *England*. The greater part of the address was accordingly taken up with this matter. There was one other feature, however, to which attention may be called as illustrating one of the sources of law-making in *Virginia*, namely, suggestion from the king. In a law passed in 1748 having the title "An act declaring the laws concerning execution and for the relief of insolvent debtors," the rate of exchange between *Virginia* current money and sterling money in judgments for sterling had been fixed at 1.25. The *English* merchants complaining that this was unfair to them, the king was prevailed upon to send an instruction to the governor of *Virginia* to recommend to the Assembly that the law in that respect be amended. Hence *Dinwiddie* in his opening address laid before the Assembly the commands of the king; and the Assembly, in accordance therewith, proceeded to amend the law. It was, after much time spent in consideration, enacted that in actions for the recovery of sterling money in which the plaintiff was successful the court should have power to fix the rate of exchange.⁴³

This session of the Assembly was a very busy one, as much routine business which had been postponed at the two or three immediately preceding sessions had to be attended to. Accordingly all the usual committees for the digestion of matters before they were finally acted on by the whole House were appointed. Mr *Peyton Randolph* had returned from *England* and taken his seat in the House. He had also made his peace with the governor,⁴⁴ who, in accordance with instructions from home, had reappointed him attorney-general. Since acceptance of an office under government by a member of the House necessitated a new election in order that the member's constituents be given a chance to express their approval or disapproval, one of the first acts of the House at this session was to order that an address be made to the governor asking him to have the corporation of *William and Mary* College, for which *Randolph* sat, elect a representative.⁴⁵ The formality of re-electing *Randolph* was, no doubt, gone through with by the college, though there is no record of it. He certainly kept his seat, and was one of the most active members of the House. On *May* the 12th Mr *Randolph* made a report of the manner in which he had discharged the duties of the agency to which he had been

⁴¹ See p. 224.

⁴² See p. 276.

⁴³ Hening, VI, 479.

⁴⁴ *Dinwiddie Papers*, I, 506, 507.

⁴⁵ See p. 233.

appointed by the House, and of the results accomplished. For the faithful discharge of the trust reposed in him he was given a unanimous vote of thanks. It is much to be doubted if his reward for his exertions in *England* was ever more substantial than this. The attempt to carry provision for payment of his salary through the Assembly as a rider to the supply bill in the 4th session failed. The treasurer of the Colony, who at first said that he would pay the salary on the mere resolution of the House, probably receded from this position when he reflected that his accounts had to be passed upon by the Council as well as by the House, and that the appointment of the treasurer was by an act of the whole Assembly (counting *Dinwiddie* as one of the three branches, as *Dinwiddie* was so fond of describing himself). Moreover, the appointment of a treasurer would come up again when a new Assembly should be chosen, and the governor had the right to dissolve one Assembly and call together a new when he thought proper. The governor was too powerful to be lightly crossed. At any rate, Speaker *Robinson* had already, even before *Randolph's* return from *England*, made his peace with him. And at the opening session of the next General Assembly *Robinson* was promptly re-elected speaker by the House of Burgesses and treasurer by the whole Assembly.

The bill for the improvement of the staple of tobacco, twice read in the fourth session of the Assembly, and on *October 28, 1754*, ordered to its third reading "*Saturday Se'ennight*,"⁴⁶ and on the impending prorogation of the Assembly ordered to be printed, was on the 14th of *May* read a third time and put upon its passage, when it was rejected. A new bill was brought in, however, received the usual amount of attention accorded all tobacco bills, and was finally passed.⁴⁷ The law of 1748 for restraining vagrants and making provision for the poor not proving sufficiently effective in dealing with the great increase in these classes since the beginning of the troubles on the frontiers, it was found necessary by the Assembly to devote some of its time at this session to devising new remedies. The most interesting feature of the law passed was the authorization given to vestries to cause workhouses to be built for the purpose of making proper disposition of the poor.⁴⁸ Of other laws of a general nature passed at this session not connected with the trouble on the frontiers the most important were, 1st, the law prohibiting the inspectors of tar, pitch, and turpentine from purchasing those commodities; 2nd, a law for preserving the breed of sheep against dogs; 3rd, a law for establishing pilots and regulating their fees.⁴⁹

But the most important measures were those passed with the object of getting men and money with which to aid General *Braddock* in driving the *French* from the *Ohio* Valley and to protect the frontiers from the *French* and *Indians*, who when *Braddock* was on his march to Fort *Duquesne*, were, in order probably to create a diversion, proving unusually active in making attacks on the settlements. The Assembly, while not meeting the full requirements of the situation, still did much. Ten thousand pounds (in addition to the £. 20,000 provided for at the preceding meeting of the Assembly) was to be raised for the expedition, £. 2,000 for enlisting rangers to protect the frontier, and £. 600 for garrisoning Fort *Cumberland*, stripped by *Braddock* of both regulars and provincials when he marched to the northwest. The money was to be raised by a poll tax on negro tithables (all negroes, both male and female, above 16 years of age), a land tax of 15*d.* on every hundred acres, an additional tax of 10 *per cent.* on negroes imported, an additional duty on rum, and by a lottery to be drawn the following *December*. As gold and silver were scarce and the money to be raised by the taxes imposed could not become immediately available, legal tender treasury notes, not to exceed £. 20,000, were to be emitted, redeemable on the last day of *June, 1756*, and bearing five *per cent.* interest from the date of issue.⁵⁰

⁴⁶ See p. 221.

⁴⁷ See p. 283; Hening, VI, 472-475.

⁴⁸ Hening, VI, 476.

⁴⁹ Hening, VI, 484-491.

⁵⁰ See pp. 232-294; Hening, VI, 453-472.

Seventh Seffion.

In his address at the clofe of the fixth feffion, the governor, after returning to the Affembly his fincere thanks for the various fupplies granted, had continued as follows: "Gentlemen, I am in great hopes, before this, that General *Braddock* is in poffeffion of the Fort on the *Ohio* that the French took from us laft fummer." The fpeech was made the 9th of *July*. At that very hour *Braddock's* army was being annihilated. When the full force of the difafter was appreciated in *Williamfburg*, the governor immediately called the Affembly together for its feventh feffion, which extended from *Auguft* 5 to *Auguft* 23. The Affembly did, and did promptly, everything that could be expected of it. It at once paffed an act for raifing £. 40,000 for the protection of the frontiers by laying a poll tax of one fhilling a year for four years on every tithable perfon (that is, every white male over 18 and every colored perfon, whether male or female, over 16 years of age) in the Colony, and a land tax of 15*d.* a year for four years on each 100 acres of land. The expenditure of the money was to be under the fupervifion of a committee named in the act. The forces in the pay of the Colony were, including the three companies of rangers and the garrifon of Fort *Cumberland*, to be increafed to 1,200 men, who were to be fecured firft by voluntary enliftment, and, if this proved infufficient, by drafts from the militia of unmarried men. As in the preceding feffion, in order to anticipate the collection of the taxes, which were themfelves diftributed through four years, treafury notes to the amount of £. 40,000 were to be iffued within the next year, redeemable the 30th of *June*, 1760, bearing 5 *per cent.* intereft, receivable for all private debts and public dues except quit-rents and the poll and land taxes laid at the two immediately preceding feffions of the Affembly. Thefe notes were to be fecured and redeemed by the money coming into the treafury as a refult of the poll and land taxes laid by the act.⁵¹ The militia law was alfo revifed,⁵² as was the law making provifion againft invafion and infurrection, the amendments to the latter law providing for much ftricter difcipline than had before been maintained in the militia when drawn into actual fervice and in the regular forces in the pay of the Colony. In order to encourage the inhabitants of the Colony to meet the *Indians* with their own methods of warfare and, indeed, to cut them off before they had a chance to perpetrate their cruelties within the limits of the Colony, the Affembly, following the example fet by the people of *New England*,⁵³ enacted a law that the fum of £. 10 fhould be paid for the fcalp of a male *Indian* enemy above the age of twelve to any inhabitant of the Colony. In order to gain further the good will of the friendly *Indian* tribes, however, it was enacted in the fame law that the malicious killing of any *Indian* belonging to a tribe in alliance with the *English* fhould be treated as a felony, and the governor was defired to fend intelligence of this part of the act to the neighboring friendly *Indians*. The act was to be in force for two years if neceffary.⁵⁴ A bill was introduced for the appointment of an agent in *England*, but it was evidently thought that the meafure was inopportune, as it was defeated in the Houfe itfelf.⁵⁵ At the clofe of the feffion the governor could without feigning exprefs his great fatisfaction at the unanimity fhown by the Affembly in granting fupplies.

Eighth Seffion.

The militia law, however, and the one in reference to infurrection and invafion did not in the governor's eftimation prove fo effectual as had been hoped. Hence at the opening of the 8th feffion of the Affembly, on *October* 27, the governor recommended that they be ftill further improved. He alfo recommended the enactment of a law for punifhing inhabitants of the Colony guilty of obftructing the enliftment of

⁵¹ Hening, VI, 521-530.

⁵² Hening, VI, 530-544.

⁵³ See p. 298.

⁵⁴ Hening, VI, 550-552.

⁵⁵ See p. 314.

men to fill out the *Virginia* regiment; the extension to friendly *Indians* of the reward for scalps of hostile *Indians*; and the appointment of commissioners to a congress proposed by General *Shirley* (at that time commander in chief of his majesty's forces in *America*) of representatives of all the colonies.

The last suggestion was acted on adversely the day after the opening of the session, the House resolving that sending commissioners could do no good, as the Colony had already raised as many men as it was able to support.⁵⁶ The suggestion in reference to granting rewards for hostile *Indian* scalps to friendly *Indians* was adopted and embodied in a law.⁵⁷ The militia law was not interfered with, but for the disciplining of the forces in the pay of the Colony, and incidentally for the punishment of those harboring deserters, a law was passed with which *Dinwiddie* expressed himself as being pleased.⁵⁸ Such a law as this *George Washington*, in command of the *Virginia* regiment, had earnestly pleaded for.⁵⁹

But probably the most interesting law passed at this session was the one to enable the people to discharge their tobacco debts for the year 1755 in money at the rate of 16s. 8d. for 100 lbs. of tobacco. That was two pence a pound, and the act was popularly known, accordingly, as the "Two Penny Act." Rather, it was the first "Two Penny Act." Another was passed in 1758, and led to the famous Parson's Cause.

On November 4 it was ordered by the House "that leave be given to bring in a bill for supplying the deficiencies of the several funds for the protection of this Colony against the encroachments and depredations of the *French* and *Indians*, and for advancing and securing the public credit." In due course the bill was brought in by the committee named to frame it, passed by the House, and sent to the Council. The Council rejected it, and on the same day *Dinwiddie* curtly dissolved the Assembly. In a letter to Governor *Dobbs* of *North Carolina*,⁶⁰ *Dinwiddie* said that the House wished by this bill to "set up a loan office and to emit £. 200,000 paper money." Writing to the Board of Trade,⁶¹ he said that the money was to be issued for eight years and without proper security. He had given his assent to the two former issues of paper money because the emergency required it in each case and because each issue was for a short period and well secured; but such an issue as the one then contemplated he thought would be pernicious to the credit of the country. He says, further, that the members had become very irregular in their attendance on the meetings of the House, and that they had begun "again to be troublesome and factious." Therefore he had determined to dissolve the Assembly and take his chances with new members.⁶²

⁵⁶ See p. 321.

⁵⁷ *Hening*, VI, 564-565.

⁵⁸ *Hening*, VI, 559-564; *Dinwiddie Papers*, II, 266.

⁵⁹ See *Washington's* letter to *Dinwiddie* dated October 11, 1755, *Ford's Writings of George Washington*, I, 194.

⁶⁰ *Dinwiddie Papers*, II, 266.

⁶¹ *Dinwiddie Papers*, II, 269.

⁶² A confirmation of *Dinwiddie's* assertion that they were becoming troublesome and, in *Dinwiddie's* view, disrespectful is seen on page 328, where it is reported that the sergeant at arms of the House was ordered to go with the mace into the General Court and compel members of the House to attend their duty.

Assembly of 1756-1758.

First Session.

THIS Assembly met in its first session on *March* 25, 1756, and continued in session till *May* 5. Eighty-five members were present of a possible 104. Six new counties having been formed by the preceding General Assembly, each being entitled to two representatives, the total membership of the House was greater by twelve in 1756 than it had been in 1752.

It had been *Dinwiddie's* hope in ordering a general election that there might be a considerable change in the membership of the House, and a comparison of the lists of members of the House for the 8th session of the Assembly of 1752-55 and the first session of the Assembly of 1756-58 shows a change of about thirty-eight *per cent*. The old leaders, however, were returned, and it may be doubted if the change in personnel was of any great advantage to the governor in his efforts to control the House. That branch was scarcely more docile than before, insisting upon serving the country according to its own ideas. It refused to send men to take part in the *Crown Point* expedition, though urged to do so, pleading that the danger at home was too pressing; it insisted on passing a bill for the appointment of an agent in *England*, a measure to which the governor was greatly opposed, not sympathizing with the desire of the House for an agent in naming whom it should have some part and over whom it accordingly should have control; it offended the governor greatly, as did the former House, by sending the sergeant at arms with his mace within the bar of the General Court and compelling certain officials of that court who were members of the House to attend its meetings; and it spent a great deal of time in the consideration of the objectionable plan for the establishment of a loan office and the issue of £. 200,000 in treasury notes.

At the opening of the session only one of the usual standing committees—that on privileges and elections—was named, the House indicating in this way its intention to attend to only the most urgent business. The most important act passed was "An act for raising the sum of twenty-five thousand pounds for the better protection of the inhabitants on the frontiers of this Colony, and for other purposes therein mentioned." The act provided for the laying of a tax of one shilling on each tithable in the Colony each year for three years and a tax of one shilling in the same way on every hundred acres of land. The expenditure of the money was to be, as provided for in former similar acts, under the supervision of a committee named in the act. The forces in the pay of the Colony were to be increased to 1,500 men, the additional men to be obtained by voluntary enlistment or by drafts from among the unmarried men of the militia. A chain of forts was to be erected for the protection of the frontiers. The taxes were to be anticipated by the emission of treasury notes similar to those of former acts and similarly secured.⁶³

This act passed the House on *April* 24. On *April* 26 letters to Governor *Dinwiddie* from Colonel *Washington* and other officers of the forces on the frontiers setting forth the very alarming condition of affairs were sent to the House for its consideration, with the request that the House use all possible dispatch in the further transaction of business, and that in the meanwhile it allow such of its members as were officers of the militia of the frontier counties to repair at once to their respective posts.⁶⁴ Leave was at once given, and the House set itself expeditiously to the task of perfecting a bill, already introduced, for further revising the law making provision against invasions and insurrections, so as best to meet the emergency presented, the bill being earnestly considered in committee of the whole house every day for a week, and finally passed by the House on the following *Monday* (*May* 3) and by the Council the next day. The title of the

⁶³ Hening, VII, 9-20.

⁶⁴ See p. 384.

act as passed was "An act for amending the several acts for making provision against invasions and insurrections, and for amending and explaining an act passed this present session of Assembly intituled An act for raising the sum of £.25,000 for the better protection of the inhabitants on the frontiers of this Colony, and for other purposes therein mentioned." The militia having been ordered out by the governor to assist the regular provincial forces on the frontiers, it was the purpose of this act to render the militia somewhat more effective than it had so far been and to provide money for its pay. By it the officers were given power to impress necessary supplies and also necessary blacksmiths, wheelwrights, artificers, etc. The pay of the soldiers and artificers was fixed. New taxes, consisting of two shillings, or twenty pounds of tobacco, a year for three years, beginning in 1758, on each tithable person in the Colony, were laid, which were to be made immediately available by the issue of treasury notes to the amount of £.30,000. A strong fort was to be immediately erected at *Winchester*.⁶⁵ The provision for the building of this fort was contained in a clause tacked on to the bill just before it was passed by the House on May 3, and was put in pursuant to recommendation made in letters from *Washington* and other officers to the governor, dated April 27, and laid before the House on May 3. All this shows that the governor and both chambers of the Assembly were doing their very best to meet the emergency. The great alarm of the House is reflected in a bill offered for suspending the proceedings of all courts of law and equity for a certain time, which, having been prepared by a special committee appointed for the purpose, read in the House and referred to another special committee, was finally ordered to its third reading.⁶⁶ The general alarm is also seen in the passage of an act for disarming Papists and reputed Papists refusing to take the oaths to the government. This act had been introduced even before the acute stage of alarm had been reached which followed the reception of the letters from the front. Provision had already been made in the very first act passed by the General Assembly, and duly signed by the governor on the 15th of April,⁶⁷ for the transportation to *England* of those of the *Acadians* (about one thousand in number) who on the eviction as a military necessity of that unhappy people from their former homes in *Nova Scotia* had been sent to *Virginia*. The House was determined, as was the whole Assembly, that the number of people in *Virginia* who on account of race or religion might under any circumstances give countenance to the enemy should be reduced to a minimum.

In order to gain the assistance of the *Cherokees*, with whom a treaty of alliance had been entered into by special commissioners (*Peter Randolph* and *William Byrd*, members of the Council) sent out by Governor *Dinwiddie*, and who declared their willingness to send a body of warriors to *Virginia* were a fort erected in the *Cherokee* country for the defense of their women and children against the *French* and *French Indians* during the absence of these warriors, the House resolved⁶⁸ that the fort should be erected, and, further, that it would see that the amount up to £.2,000 expended in its erection, in excess of £.800 to be furnished by the governor from the £.10,000 formerly sent by the king for the defense of the Colony, should be paid.⁶⁹

On May 2 (*Sunday*),⁷⁰ six days after the receipt by the House of the alarming news from the frontier, an association was entered into by about one hundred gentlemen, with *Peyton Randolph* at their head, to march at their own expense to the assistance of the regular force and militia. Since *Randolph* had been named in the various acts for emitting treasury notes as one of the two signers of the notes, it became necessary for the Assembly as one of its very last pieces of business at this session to make additional provision for signing them. This was done in an act having the title "An act for granting protection to certain persons and for other purposes therein mentioned."⁷¹ The act also encouraged the formation of volunteer companies similar to the one raised by

⁶⁵ Hening, VII, 26-33.

⁶⁶ See pp. 392-394.

⁶⁷ See p. 370.

⁶⁸ See p. 368.

⁶⁹ See pp. 368, 370, 372. The fort built in the Cherokee country in pursuance of this resolution received the name, later on, of Fort Loudoun.

⁷⁰ Dinwiddie Papers, II, 411.

⁷¹ Hening, VII, 57-59.

Randolph by granting certain privileges to those who would join them. On the very day on which this act passed the House the following significant resolution was adopted: "Resolved, That twenty-five members be a sufficient number to make an House."⁷² It was being found impossible to keep the House together. Nearly all necessary business had been transacted, however, and the presence of the members was more urgently needed elsewhere than at *Williamsburg*; accordingly the following day the Assembly was prorogued.

Second Session.

At the close of the first session the date set for the second meeting of the Assembly was the second *Thursday* in *October*. Before that time, however, though the activity of the *French* and *Indians* on the frontiers of *Virginia* had diminished, and consequently the great alarm of the inhabitants, events of a very disquieting nature were taking place elsewhere in the investment and subsequent capture by the *French* of *Oswego*, on *Lake Ontario*. The Assembly was summoned to meet, therefore, on *September 20*. At this session the Assembly transacted its business most expeditiously, so that a prorogation was possible on the 28th. Only three bills were passed, and of these the only one of historical importance was the one for raising recruits. The king of *England* had ordered that a regiment consisting of four battalions of one thousand men each should be raised in *America*, and for the purpose of raising *Virginia's* quota of this force, known as the *Royal American* regiment, £8,000 was appropriated. The sum of £2,000 was appropriated for garrisoning with *British* subjects the fort built in the *Cherokee* country, the *Cherokees* themselves having requested this so that a large body of their warriors might be sent to *Virginia*; and an indefinite amount was voted for the maintenance of the *Indians* when they should appear. These various sums were to be expended by the governor himself, unhampered by such a committee as had been appointed in the various supply bills up to that time passed. The governor felt called upon, therefore, in his speech of prorogation, to thank the Assembly not only for the dispatch with which necessary business had been attended to but also for the confidence which had been reposed in him.

Third Session.

The Assembly came together for its third session on *April 14, 1757*. At this session, in addition to the measures which had to be concerted for carrying on the war, the particular affairs of the Colony, too long neglected in the interests of war measures, had to receive attention. The session was therefore a long one, continuing till *June 8*, all the usual committees of the House being appointed, and a great deal of business transacted. In his opening address the governor called attention to the very unsatisfactory condition of the finances of the Colony, the money formerly granted for raising and maintaining the forces in the pay of the Colony having been all expended and there being considerable arrears of pay due the troops. He intimated—no doubt, with pleasure—that the methods devised by the Assembly for the expenditure of the public money by committees had not proved economical. He closed his address by making publicly known to the members of the Assembly what he had been for some time discussing in private with his friends, namely, his contemplated resignation, on account of impaired health, of the position he filled. The address of the House in reply, which was written by the governor's stalwart opponent in the dispute over the pistol fee, Mr *Richard Bland*, and which was not only courteous but sympathetic in tone, was illustrative of the kindlier feeling between the governor and the House throughout this last session of the Assembly held in *Dinwiddie's* term of office. The relations between the two were much more harmonious than they had been since the first session of the Assembly of 1752–55. No doubt *Dinwiddie's* unremitting labors in behalf of *Virginia* in her period of trial were beginning to be appreciated, and to a certain extent his ability in questions of finance. Hence at the close of the session he was able to say in his address of prorogation: "I return you my hearty thanks for

⁷² See p. 394.

your dutiful obedience to his majesty's commands, and for your strict observance of what I recommended to you in my speech on the opening of this session"; and in a letter to *William Pitt*: "In justice to this dominion I must inform you they've been more attentive to his majesty's commands and supporting his just rights than any other Colony on this continent."⁷³

The most important act passed had the title "An act for granting an aid to his majesty for the better protection of this Colony, and for other purposes therein mentioned." According to the provisions of this act the regular force in the pay of the Colony was to be augmented to 1,270 men, to be raised by impressment of vagrants, and the drafting of able-bodied men from the militia. Two of the companies already in the pay of the colony were to be sent to the assistance of *South Carolina*, then threatened with invasion, and two companies of the men to be enlisted were also to be sent thither if it were thought necessary; one company was to garrison the fort in the *Cherokee* country; seven companies were to remain in the limits of *Virginia* as a guard to the frontiers. For raising and maintaining this force £.36,000 was appropriated. The wording of the portion of the law appointing commissioners to examine and settle the accounts connected with the expenditure of this amount differed widely from the wording of former laws, in that only three commissioners were appointed and they were to examine only such accounts as should be turned over to them by the governor in order that he might relieve himself of a part of the work. They were merely to assist the governor, whereas former committees were to control. Six thousand pounds was appropriated for raising and maintaining three companies of rangers of one hundred men each. The money was to be expended by the governor and accounted for to the General Assembly. Twenty-five thousand pounds was appropriated for the payment of arrears. This money was to be expended by a committee. Three thousand pounds, to be expended by the governor, was appropriated for defraying the charges arising from the employment of friendly *Indians* in the service.

The money was to be raised by a tax of two shillings per hoghead on tobacco exported from the Colony between *October 20, 1757*, and *October 20, 1764*; a tax of two shillings on each tithable for four years, beginning in 1761; one shilling a year for four years on every hundred acres of land, beginning in 1761; and the increased duty of ten *per cent.* on imported slaves, which, since, according to the existing law, it was to expire on the 9th of *July, 1758*, was continued till the 9th of *July, 1765*. To render the money to be raised by these taxes immediately available treasury notes to the amount of £.80,000 were to be issued, which were not to bear interest, as did former treasury notes, all of which were to be called in and redeemed as soon after the first of *December, 1757*, as possible, by the payment for them of the new notes bearing no interest. The old notes coming into the treasury according to this provision were to be destroyed, and any which failed to be brought in by their holders were to cease to be legal tender. The new notes were to be redeemable on the first of *March, 1765*, and were to be legal tender in the payment of all demands whatsoever except in the payment of quit-rents. The notes were to be secured by the taxes imposed in the act. Other acts passed during the session continued the duties already laid on liquors.

The money having been provided for increasing the number of troops, acts were also passed looking to rendering them an effective fighting force and toward increasing the efficiency of the militia. The reward for *Indian* scalps was increased to fifteen pounds and the provision of the former law making the murder of a friendly *Indian* a felony was continued. Five thousand pounds was appropriated for the establishment of a governmental trade with the *Indians* in alliance with the *English*, the object being to furnish goods at cost and thus make it advantageous to the *Indians* to remain in alliance. It was also hoped that in course of time the *Indians* in alliance with the *French* might by this means be drawn off.⁷⁴

An interesting question coming up at this session of the assembly was the one in reference to raising the embargo which, contrary to *Dinwiddie's* wishes, had been laid

⁷³ *Dinwiddie Papers, II, 642.*

⁷⁴ *Dinwiddie Papers, II, 642.*

early in *March* by order of Lord *Loudoun*, now governor of *Virginia* and commander in chief of his majesty's forces in *America*.⁷⁵ On the 3rd of *May*, the House of Burgesses petitioned *Dinwiddie* to raise the embargo, it being destructive to trade and rendering it difficult to collect the money necessary for carrying on the war. *Dinwiddie* had already written to Lord *Loudoun* on *April* the 6th asking permission to raise the embargo, again on *April* the 8th, and a third time on *May* the 2nd. On *May* the 6th he sent the resolution of the House to Lord *Loudoun*, and informed him that he had advised with the Council in the matter, who were unanimously of the opinion that the request of the House should be granted; and that therefore, since he understood his lordship intended very shortly giving orders to this end, he purposed to raise the embargo the following week. This was accordingly done, much, however, to the displeasure of Lord *Loudoun*, in a letter to whom, dated *July* 9, *Dinwiddie* in defending his course explains that the address made to him by the House on the third of *May* contained the threat that unless the embargo were raised the House would vote no supplies.⁷⁶ He probably meant supplies for the expedition to *South Carolina*, since the Burgesses could hardly have gone to the extreme of threatening to withhold supplies to be expended in their own defense.

Fourth Session.

Dinwiddie left *Virginia* in *January*, 1758, and his successor, Governor *Fauquier*, did not reach the Colony till the 7th of *June*. *John Blair*, President of the Council, was in the interim acting governor. By special command of the home government, *Blair* called the Assembly together for the purpose of providing as large a force as could possibly be gotten together to take part in the expedition under General *Forbes* for the capture of Fort *Duquesne*. The Assembly met on the 30th of *March* and remained in session till the 12th of *April*. Confining itself to the purpose for which it was called together, since in his opening address the president had announced that he had been forbidden to pass any acts save such as were "immediately necessary for the peace and welfare of the Colony," it passed only two acts:⁷⁷ 1. "An act for augmenting the forces in the pay of the Colony to two thousand men, and for other purposes therein mentioned;" and 2. "An act for continuing an amending an act intitled 'An act for preventing mutiny and desertion.'" The two thousand men were to be exclusive of the three companies of rangers in the pay of the Colony. The men needed to bring the existing force up to two thousand in number were to be raised by voluntary enlistment, a bounty of ten pounds being promised to each person who would enlist. This force was to be united to the force to be sent to the assistance of the Colony, and might be marched, if necessary, beyond the borders of *Virginia*. Twenty-one thousand five hundred pounds was to be expended in raising the force. Four thousand pounds was to be expended in maintaining the rangers already in the service. Four thousand pounds was to be spent in maintaining the *Indians* with the expedition; and two thousand, in the purchase of presents for them. This same act offered an additional reward of thirty pounds for scalps of *Indian* enemies. An additional tax of one shilling was laid on each tithable in the Colony each year for four years beginning with the year 1761; and similarly for the same four years an additional tax of one shilling on every hundred acres of land. Treasury notes similar to those already in circulation were to be issued to the amount of £.32,000. The additional men provided for by this act were to be formed into a new regiment and were to continue in the service no later than the first of the following *December*. The forts built for the protection of the frontiers were to be garrisoned by men drafted from the militia when the regular force left them in order to go on the expedition. The act for preventing mutiny and desertion passed at the preceding session of the Assembly, to be in force only one year and, accordingly, now about to expire, was continued for another year, with an addition to the effect that during the continuance of the act justices of the peace were required to billet foldiers in licensed taverns. Soldiers might not be thus billeted in private houses.

H. R. McILWAINE.

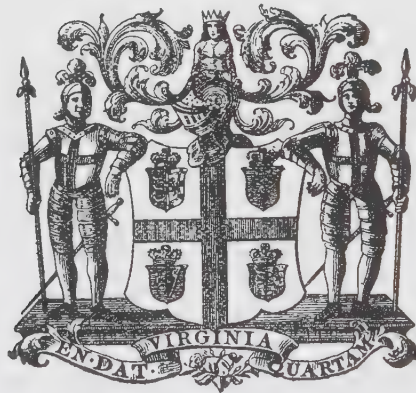
⁷⁵ *Dinwiddie Papers*, II, 596.

⁷⁶ *Dinwiddie Papers*, II, 664.

⁷⁷ *Hening*, VII, 163-170.

THE
JOURNAL
of the
HOUSE OF BURGESSES.

At a GENERAL ASSEMBLY begun
and held at the COLLEGE in *Williamsburg*,
on *Thursday*, the Twenty Seventh Day of
February, in the Twenty Fifth Year of the
Reign of our Sovereign Lord GEORGE II.
by the GRACE of GOD, of *Great-Britain*,
France, and *Ireland*, King, Defender of the
Faith, &c. and in the Year of our Lord, 1752.



WILLIAMSBURG:
Printed by WILLIAM HUNTER. MDCCLII.

THE
JOURNAL
of the
HOUSE OF BURGESSES.

Thursday, February 27th, 1752.

EIGHTY Four Members, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test; took their Places in the House.

John Randolph, Esq; Clerk, and *Thomas Hall* Serjeant at Arms, to the House, having qualified themselves, by taking the necessary Oaths, and subscribing the Test, were admitted to their respective Offices.

A Message from the Governor, was delivered by Mr *Walthoe*,

Gentlemen of the House of Burgesses,

The Governor commands your immediate Attendance in the Council-Chamber.

The House went up accordingly, and the Governor was pleased to say to them:

Gentlemen of the House of Burgesses,

You must return again to your House, and immediately proceed to the Choice of a Speaker.

Being returned, Mr *Carter Burwell* put the House in mind of the Governor's commands, to proceed to the Choice of a Speaker, and did nominate and recommend Mr *John Robinson*, who was Speaker of the late Assembly, a Gentleman who had given undeniable Proofs of his Abilities, Integrity, and Fitness to execute that important Trust: And he was accordingly unanimously elected Speaker, and conducted to the Chair by two Members, from whence he made a Speech, expressing the just Sense he had of the Obligation they laid him under, and returned them his Thanks for the Honour they had conferred on him.

Ordered, That a Message be sent to the Governor, to acquaint him that this House, in Obedience to his Commands, have made Choice of a Speaker, and to know his Pleasure when they shall attend to present him; and that Mr *Carter Burwell*, and Mr *Charles Carter*, do wait on him with the said Message.

² They accordingly withdrew, and being returned, Mr *Carter Burwell* reported, that the Governor was Pleased to say, he would signify his Pleasure in that Matter by a Messenger.

A Message from the Governor by Mr *Walthoe*.

Gentlemen of the House of Burgesses,

It is the Governor's Pleasure, that your House immediately attend him in the Council-Chamber, and present your Speaker.

And

And accordingly the House went up with their Speaker-Elect, and the Governor was pleased to express his particular Approbation of their Choice. Mr Speaker, then, in Behalf of the House, petitioned the Governor that they might enjoy their ancient Rights and Privileges; such as Freedom of Speech and Debate, Exemption from Arrests, and Protections for their Estates, and lastly, for himself, that no Mistakes of his might be imputed to the House.

To which the Governor answered, That he should take Care to defend them in all their just Rights and Privileges.

Being returned, Mr Speaker reported, that the House had attended the Governor in the Council-Chamber, and presented their Speaker, that he was pleased to approve of their Choice, and then make a Speech to the Council and this House, of which he had, to prevent Mistakes, obtained a Copy, which he read, and afterwards delivered in at the Table, where it was again read, and is as follows.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgessees,

HIS Majesty having been graciously pleased to honour me with his Commission, to be Lieutenant-Governor, and Commander in Chief, of this his Dominion of *Virginia*; I thought it my Duty to call you together, that we may jointly consider what we are impowered to do, for promoting his Majesty's Interest, and the Prosperity of this Colony.

I have so just a Sense of the Importance of the Trust devolved upon me, and Solitude to discharge the same with Honour, as wholly prevents my Attention to those Arts, by which, Persons conscious of their great Abilities, or familiar to command by long Habit, are enabled to grace a public Character.

This Solitude is increased by the Virtues of my Predecessor. But tho' my Ambition be disappointed by the Example I follow, yet Emulation will be animated; if less eminent, I may be more useful by a steady Attention to the Good of this Dominion.

During the Time I may have the Honour to preside, I very sincerely resolve, and determine, that my constant Care shall be to support the Church of *England*, as by Law established, to encourage Virtue, Piety, Loyalty to his Sacred Majesty, and with the utmost of my Power, to discourage Vice and Immorality.

It shall further be my Inclination and Endeavour, to cultivate those Virtues of a social Nature, by keeping up a good and harmonious Correspondence with you, in a private as well as a public Capacity; and I shall always be ready, to the Extent of my 3 Understanding, to assist you with my Advice, in any Matter that may occur.

Gentlemen, I can, without Regret, resign all Pretensions to Eminence or Distinction, as other Acquisitions are in my Power, which, if less envied, are yet allowed to be more valuable: Nor shall I be unactive, tho' the Desire of fame may be suppressed. I am conscious of another Passion, which is at once the Motive and Reward of Virtue.

My Affection for you, Gentlemen, will be now gratified, by frequent Opportunities of expressing my Zeal for the Good of this Colony (now my Country,) which will be a Spring of Pleasure in my Breast.

It was with great Joy I landed here, invested with Power of doing Good to a People, among whom I had formerly mingled in Scenes of domestic Felicity, and experienced the endearing Reciprocations of Friendship.

But I am very sensible the most ardent Benevolence, and most inviolable Fidelity, are frequently insufficient to effect their own Purposes, but Error has perhaps produced as many public Calamities as Indolence, Avarice, or Ambition. I shall therefore, *Gentlemen of the Council*, always receive your Advice with Pleasure; and *Gentlemen of the House of Burgessees*, I shall rely with Confidence on your Assistance.

Gentlemen of the House of Burgessees,

That I might indulge the Impatience of my Wishes, I have called you together soon after my Arrival, that we may concur in the gracious Design of his Majesty, and to express

exprefs my Duty and Gratitude to him in the moft acceptable Manner, by becoming an Instrument of Happinefs to my Fellow-Subjects.

The Legiflature fhould always be bufy; there are Grievances to redrefs, Irregularities to reform, Defects to fupply, and Exuberances to cut off. I prefume there are fome Laws that want Renewal, and probably others that want Amendment. I therefore moft earneftly recommend to you the Profecution of this great Work with Diligence and Expedition. Confider what Bills may be proper and neceffary, for promoting the public Quiet, and common Intereft, by more effectually fecuring Property, encouraging and extending Commerce, eftablifhing the Peace, Safety, and Regularity of an equitable and well order'd Government. I will affift you, Gentlemen, to the utmoft of my Power, in the Attainment of thefe defirable Purpofes; and you may expect from me every Concefion in your Favor, of which my Inftuctions will admit.

I fhall be glad if you can find out fome Method to prevent Delays in the Courts of Juftice, fo very inconvenient to the People, and fo much complained of in *Britain*, as well as here.

Gentlemen of the Council, and Houfe of Burgeffes,

There is one Thing I recommend to your particular Regard, and that is the Cultivating a good Correſpondence with the Neighbouring Nations of *Indians*. It is better they fhould love us, than that they fhould fear us; and one of the Two is abſolutely neceffary. Fear is a flavifh Paſſion, and the Mind is always ſtruggling to throw it off. On the contrary, Love and Amity are propagated by Acts of Kindnefs, the very Exerciſe of which is Delight. The Mind is happy under their Influence; and their Influence for that Reaſon, is continually gaining new Strength: So that our *European* Neighbours, who are fettled to the Southward and Northward of us, would never be able to inflame the *Indians* againſt us, if the Advantage of mutual Bounty, Gratitude, and public Faith, oppoſed their Attempts. They have been long endeavouring to ſpirit up the *Indians* that are in Amity with us, to the Breach of their Faith, with a View to poſſeſs, and fettle the interior Parts of *America*, the Back of our Frontier Settlements to the Weſtward. Your own good Senſe will ſoon diſcover, what bad Conſequences ſuch Settlements would be of to us, and our Poſterity. But I have too high an Opinion of your Sagacity, and Virtue, to think any further Arguments are neceſſary to convince you this Meaſure is expedient; or to perſuade you, it is equitable. The Means, how it is to be effected, I would recommend as the Subject of your Deliberations.

I further ſincerely recommend to you, Gentlemen, that both in your public, and private Capacities, you will diffuſe a Spirit of Benevolence, and Unanimity, which are the Vital Principles of public and private Happinefs. By ſuch Conduct you will approve yourſelves good Chriſtians, and good Subjects; you will then render my Adminiſtration honourable and eaſy; you will enjoy the Prayers, and Bleſſings, of the whole Colony; you will deſerve the paternal Affection of his Majeſty; and you will be intitled to the Favour of Almighty God, who, that we might confider each other as Brethren, has not diſdain'd to be called the Father of us all.

Reſolved, That an humble Addreſs be preſented to the Governor, to return his Honour the Thanks of this Houſe, for his affectionate Speech at the Opening of this Seſſion, to congratulate him upon his ſafe Arrival with his Family amongſt us, to render him our ſincere Acknowledgments, for the Regard which he is pleaſed to expreſs for the Proſperity of this Colony, and to aſſure him that we will purſue every Meaſure, which ſhall make his Adminiſtration agreeable to himſelf, as well as happy and beneficial to the People.

Ordered, That a Committee be appointed to draw up the ſaid Addreſs, and it is referred to Mr *Bland*, Mr *Conway*, Mr *Wormeley*, Mr *Attorney*, Mr *Carter Burwell*, and Mr *Landon Carter*, to prepare and bring in the ſame.

Ordered, That the Reverend Mr *Thomas Dawson* be appointed Chaplain to the Houſe, and that he attend to read Prayers every Morning at 10 o'Clock.

Ordered,

Ordered, That *Andrew Lindfay*, *William Francis*, *Robert Wager*, and *Thomas Broadrib*, be appointed Doorkeepers to the House, and that they give their Attendance accordingly.

Resolved, That this House will take the Governor's Speech into Consideration, on Monday next.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Friday, February 28th.

THREE absent Members having taken the Oaths appointed to be taken, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

Ordered, That a Committee of Privileges and Elections be appointed, of the following Persons:

Mr Conway,

Mr Charles Carter,
Mr Carter Burwell,
Mr Benjamin Waller,
Mr Bland,
Mr William Waller,
Mr Power,
Mr Johnson.

Mr Whiting,
Mr Lomax,
Mr Attorney,
Mr Fry,
Mr Riddick,
Mr Martin, and

And they are to meet and adjourn from Day to Day, and to examine, in the first Place, all Returns of Writs for electing Burgesses to serve in the present General Assembly, and compare the same, with the Form prescribed by Law; and to take into their Consideration, all such Matters as shall, or may come in Question, touching Returns, Elections, and Privileges, and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the House. And the said Committee is to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee of Propositions and Grievances be appointed of the following Persons:

Mr Charles Carter,

Mr Conway,
Mr Whiting,
Mr Chiswell,
Mr Moore,
Mr Bland,
Mr Lomax,
Mr Benjamin Waller,
Mr Fairfax,
Mr Thornton,
Mr Randolph,
Mr Norton,
Mr Landon Carter,
Mr Page,
Mr Dudley Digges,
Mr Tucker,
Mr Cocke,
Mr Eppes,

Mr Woodbridge,
Mr Carter Burwell,
Mr Wormeley,
Mr Fry,
Mr Bolling,
Mr Hedgman,
Mr Spotswood,
Mr Attorney,
Mr Benjamin Harrison,
Mr Armistead Burwell,
Mr Power,
Mr Robinson,
Mr William Digges,
Mr Willis,
Mr Robert Burwell,
Mr Walke, and

And they are to meet and adjourn from Day to Day, and to take into their Consideration, all Propositions and Grievances that shall come legally certified to this Assembly; and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the

the House: And all such Propositions and Grievances are to be delivered to the Clerk of the House, and by him to the said Committee, of Course. And the said Committee is to have Power to send for Persons, Papers, and Records, for their Information.

6 *Ordered*, That a Committee of Public Claims be appointed, of the following Persons:

Mr Fry,

Mr Turner,
Mr Harwood,
Mr Reade,
Mr Thomas Tabb,
Mr Stith,
Mr Wilson,
Mr Francis Smith,
Mr West,
Mr Payne,
Mr Walker,
Mr Cave,
Mr Scott, and

Mr Westwood,
Mr Eyre,
Mr Claiborne,
Mr Wood Jones,
Mr Ball,
Mr Waring,
Mr Taylor,
Mr Alexander,
Mr John Smith,
Mr Gale,
Mr Kendall,
Mr Howard.

And they are to meet and adjourn from Day to Day, and to take into their Consideration all Public Claims, which shall be presented to the House, during this Session; and to report their Proceedings, with their Opinions thereupon, to the House, when they shall have gone through the said Claims: And all Persons that have any Claims, are to deliver them to the Clerk, and he is to deliver the same to the said Committee, of Course. And they are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee for Courts of Justice be appointed, of the following Persons:

Mr Whiting,

Mr Riddick,
Mr John Tabb,
Mr Gabriel Jones,
Mr Thomas Harrison,
Mr Bushrode,
Mr Robert Jones,
Mr Chinn,
Mr Dewey,
Mr Douglas,
Mr Syme, and

Mr William Waller,
Mr Allen,
Mr Carrington,
Mr Curtis,
Mr Venable,
Mr Maddison,
Mr Blackwell,
Mr Pendleton,
Mr Vaulx,
Mr Green.

And they are to meet and adjourn from Day to Day, and to take under their Consideration all Matters relating to Courts of Justice, and such other Matters as shall, from Time to Time, be referred to them; and report their Proceedings: And the said Committee is to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee of Trade be appointed, of the following Persons:

Mr Lomax,

Mr Riddick,
Mr Tucker,
Mr Boush,
Mr Holliday, and

Mr Hutchings,
Mr Moseley,
Mr Adams,
Mr Travis.

7 And they are to meet and adjourn from Day to Day, and take under their Consideration, all Things relating to the Trade of this Colony, and all Matters that shall be, from Time to Time, to them referred; and to report their Proceedings: And the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Resolved, That Eleven of the Committee of Propositions and Grievances, and Five of any other Committee, be a sufficient number to make a Committee.

Ordered, That *Mr Wythe* be appointed Clerk to the Committee of Privileges and Elections, and to the Committee of Propositions and Grievances; *Mr Cary* to the Committee

mittee of Claims; Mr *Palmer* to the Committee for Courts of Justice; and Mr *Webb* to the Committee of Trade.

Ordered, That the Committee for Courts of Justice, do inspect the Journals of the last Sessions, and draw up a State of the Matters then depending and undetermined, and the Progress that was made therein, and report the same to the House, that they do also examine what Laws have expired since the last Session, and inspect such temporary Laws, as will expire with the End of this Session, or are near expiring, and report the same to the House with their Opinions which of them are fit to be revived and continued.

Resolved, That in all Cases of controverted Elections, to be heard at the Bar of this House, or before the Committee of Privileges and Elections, the Petitioners do, by themselves, or by their Agents, within a convenient Time, to be appointed either by the House, or the Committee of Privileges and Elections, as the Matter to be heard shall be before the House, or the said Committee, deliver to the fitting Members, or their Agents, Lists of the Persons intended by the Petitioners to be objected to, who voted for the fitting Members, giving in the said Lists the several Heads of Objection, and distinguishing the same against the Names of the Voters excepted to, and that the fitting Members, do by themselves or their Agents, within the same Time, deliver the like Lists, on their Part to the Petitioners, or their Agents.

A Claim of *John Clark*, for taking up a Runaway Servant therein mentioned.

Also a Claim of *Lewis Delony* for the same Service.

Also a Claim of *Ellis Gravot* for the same Service.

Also a Claim of *John Swillifort*, for the same Service.

Also a Claim of *Samuel Thompson*, for taking up a Runaway Negro therein mentioned.

Also a Claim of *Thomas Piscod*, for the same Service.

Also a Claim of *Richard Gains*, for the same Service.

Also a Claim of *Edward Hoggen* for the same Service.

Also a Claim of *John Taylor* for the same Service.

And also a Claim of *Thomas Adams*, for the same Service, were severally presented to the House and read.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, in the Book of Claims.

A Petition of Mr *Richard Booker*, complaining of an undue Election and Return of Mr *Wood Jones* to serve as a Burgess in this present General Assembly for the County of *Amelia*, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections, and that they do examine into the Allegations thereof, and report the same, as they shall appear to them, with their Opinion thereupon, to the House.

Mr *Bland* reported, that the Committee appointed, had, according to Order, prepared an Address to the Governor, which he read in his Place, and afterwards delivered in at the Table, where the same was again read, and agreed to with some Amendments, and is as follows:

WE his Majesty's most dutiful, and loyal Subjects, the Burgesses of *Virginia*, now met in General Assembly, beg Leave to return your Honour our cordial Thanks for your affectionate Speech at the Opening of this Session.

Being truly sensible of his Majesty's Paternal Care, for this his most antient Colony, in appointing a Person of such approved Abilities and Integrity to preside over us, with Hearts full of Sincerity, we congratulate your Honour, upon your safe Arrival, with your Family, amongst us.

Your Zeal for the established Religion, and tender Regard for the Prosperity of this Dominion, do justly claim our unfeigned Acknowledgments; we do therefore in the strongest Terms assure your Honour, that we will embrace every Opportunity of giving lively Testimonies of our strict Attachment to the Purity of that Religion, and every suitable Return of Duty and Gratitude.

When

When we reflect on those social Virtues, with which your Honour hath formerly distinguished yourself amongst us, we cannot but promise ourselves every pleasing Prospect of an equitable and well ordered Government. And we further assure your Honour, that we shall on our Parts endeavour with an active Diligence to redress such Grievances, reform such Irregularities, and supply such Defects, as shall appear to obstruct the public Tranquility, or retard the common Interest of this Country; in the doing which we think ourselves happy in the Offer, that your Honour hath made of your kind Assistance.

By such a Conduct we doubt not, but we shall derive to ourselves every temporal Felicity, and hope to obtain the Continuance of the Grace and Favour of that Omnipotent Being, who hath not disdained to be called the Father of us all.

Ordered, That the said Address be fairly transcribed and presented by the whole House.

Ordered, That the Committee who prepared the same, do wait on the Governor, to know his pleasure when the House shall attend his Honour to present it.

Saturday, February 29th.

⁹ **A** PETITION of *Bertrand Ewell*, complaining of an undue Election, and Return of Mr *Thomas Harrison*, and Mr *Joseph Blackwell*, to serve as Burgesses, in this present General Assembly, for the County of *Prince William*,

Also a Petition of *John Wall*, complaining of an undue Election, and Return of Mr *John Willis*, to serve as a Burgess, in this present General Assembly, for the County of *Brunswick*; were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Committee of Privileges, and Elections, and that they do examine into the Allegations thereof respectively, and report the same, as they shall appear to them, with their Opinions thereupon to the House.

Mr *Bland* reported, That the Committee appointed, had, according to Order, waited on the Governor, to know his Pleasure, when the House should attend him with their Address, and that he was pleased to appoint *Monday* next, and to say he would send a Message to the House, when he was ready to receive it.

A Petition of *Abraham Estes*, praying some Allowance for a Runaway Negroe, who had runaway, and was found dead in the Woods, was offered to the House, and the Question being put that the said Petition be received. *It passed in the Negative.*

Ordered, That Mr *Norton*, Mr *Eyre*, Mr *Benjamin Harrison*, Mr *Walke*, Mr *Armistead Burwell*, Mr *Westwood*, and Mr *Thomas Tabb*, be added to the Committee of Trade: Mr *Landon Carter*, and Mr *Chiswell*, to the Committee of Privileges, and Elections.

A Claim of *Benjamin Pulliam*, for taking up a Runaway Negroe, therein mentioned.

Also a Claim of *Daniel Pruett*, for the same Service,

Also a Claim of *Francis Gray*, for the same Service,

Also a Claim of *John Taylor*, for the same Service,

Also a Claim of *Thomas Bridges*, for the same Service,

Also a Claim of *Anthony Sydnor*, for the same Service,

Also a Claim of *John Reims*, for taking up Two Negroes, therein mentioned.

Also a Claim of *James Collins*, for the same Service,

Also a Claim of *John Jennings*, for taking up a Runaway Servant, therein mentioned.

Also a Claim of *Thomas Robins*, for the same Service,

Also a Claim of *Robert Sanford*, for the same Service,

And also a Claim of *James Hardage*, for the same Service, were severally presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, in the Book of Claims.

Sundry Petitions of the Minifter, Veftry, and other Inhabitants of the Parifh of *St. Mark*, in the County of *Culpepper*, were prefented to the Houfe, and read, praying for a Divifion of the faid Parifh; and, that all that Part of the faid Parifh which lies in the County of *Orange*, be added to the Parifh of *St. Thomas*; and, all that Part of the Parifh of *St. Thomas*, which lies in *Culpepper* County, be added to the new upper Parifh, that fhall be taken from the Parifh of *St. Mark*.

Ordered, That the faid Petitions be referred to the Committee of Propofitions and Grievances, and that they do examine into the Matters thereof, and report the fame, with their Opinions thereupon, to the Houfe.

A Petition of *Elizabeth Wyatt* Widow, and Executrix of *William Wyatt* deceafed, 10 late Keeper of the Public Goal, was prefented to the Houfe, and read, praying that the additional Salary, of 15*£* per Annum, formerly allowed her faid Hufband, till the 22^d Day of *November* 1748, be continued to her, from that Time, till the 22^d Day of *March* 1749, when he died.

Ordered, That the faid Petition be referred to the Committee of Claims, that they do examine into the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Mr Carter, from the Committee of Propofitions and Grievances, reported, that the Committee had had under their Confideration divers Propofitions, from feveral Counties, to them referred, and had come to feveral Refolutions thereupon, which he read in his Place, and afterwards delivered in at the Table, where they were again read and agreed to, as follows.

Resolved, That the Propofitions from the Counties of *Caroline*, and *Effex*, for limiting the Number of Tobacco Plants to be tended, be rejected.

Resolved, That the Propofition from the County of *Fairfax*, for appointing Fairs to be kept in the Town of *Alexandria*, in that County, is reafonable.

Resolved, That the Propofition from the County of *Culpepper*, for amending the Law againft exceffive and deceitful Gaming, be rejected.

Ordered, That the Committee of Propofitions and Grievances, do prepare and bring in a Bill, purfuant to the Refolution for appointing Fairs, to be kept in the Town of *Alexandria*.

Mr Conway, from the Committee of Privileges and Elections, reported, That the Committee had had under their Confideration, the feveral Writs for electing Burgeffes, to ferve in this prefent General Affembly; and had come to feveral Refolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to by the Houfe, as follows.

Resolved, That the Returns of the feveral Writs, for electing Burgeffes, from the Counties of *Accomack*, *Albemarle*, *Augufta*, *Amelia*, *Brunfwick*, *Caroline*, *Charles-City*, *Chefterfield*, *Culpepper*, *Cumberland*, *Elizabeth-City*, *Effex*, *Fairfax*, *Frederick*, *Gloucefter*, *Goochland*, *Hanover*, *Henrico*, *James-City*, *Iſle of Wight*, *King-George*, *King-William*, *Lancafter*, *Louifa*, *Lunenburg*, *Middleſex*, *New-Kent*, *Norfolk*, *Northampton*, *Northumberland*, *Orange*, *Prince-George*, *Prince-William*, *Richmond*, *Southampton*, *Spotsylvania*, *Stafford*, *Surry*, *Warwick*, *Westmoreland*, and *York*; and the Returns of the Writs for electing Burgeffes for *James-Town*, the College of *William and Mary*, and the Borough of *Norfolk*, and the Return of the Writ for electing a Citizen for the City of *Williamsburg*, are made in the Form prefcribed by Law.

Resolved, That the feveral Writs for electing Burgeffes for the Counties of *King and Queen*, *Nanfemond*, and *Princefs-Anne*, are not made in the Form prefcribed by Law.

Ordered, That the Returns of the refpective Writs for electing Burgeffes for the Counties of *King and Queen*, and *Princefs-Anne*, be amended by the Clerk at the Table.

Ordered, That the Sheriff of *Nanfemond* be ſent for, in Cuſtody of the Serjeant at Arms, to amend his Return.

And then the Houfe adjourned, till *Monday Morning Eleven o'Clock*.

Monday,

Monday, March 2d.

ORDERED, That the Thanks of the House be returned to the Reverend Mr *William Stith*, for his excellent Sermon, preached Yesterday before the Council and this House, and that he be desired to print it; and that Mr *Fry* do wait on him for that Purpose.

A Petition of the Inspectors at *Shockoe's* Warehouse, and others, praying that another Inspector be added, to assist them in inspecting the great quantities of Tobacco brought to that Inspection, or that a separate Inspection be appointed at the same Place.

Also a Petition of the Inspectors of *Chesterfield's* and *Page's* Warehouses, praying that their Salaries may be increased, were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances; that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of the Inspectors at *Shockoe's*, praying that an Addition may be made to their Salary, to commence from the Meeting of the last Session of Assembly.

Ordered, That the said Petition be referred to the Committee of Claims; that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Mr *William Waller*, and Mr *Robert Jones*, be added to the Committee of Claims; Mr *Reade* to the Committee of Courts of Justice, and Mr *Pendleton* to the Committee of Privileges and Elections.

Two Petitions of fundry of the Inhabitants of the Counties of *Prince William*, *Culpepper*, *Stafford*, *Frederick*, and *King George*, praying that another Inspection may be appointed at the Town of *Falmouth*.

Also a Petition from the County of *Orange*, praying that some Part of that County may be added to the County of *Louisa*,

Also a Petition of fundry the Proprietors and Inhabitants of the Town of *Winchester*, in *Frederick* County, praying that additional Streets may be laid off, joining to the said Town, and that the same may be established by Act of Assembly, and enjoy such Privileges and Advantages, as other Towns in this Colony have, that are not incorporated.

Also a Petition from the County of *Prince George*, praying a Division of the said County.

Also a Petition from fundry of the Inhabitants of the said County, praying that the Act of Assembly, relating to the killing of Crows and Squirrels, which is now expired, may be revived.

And also a Proposition from the County of *Amelia*, setting forth many Grievances which arise from the Inspectors not attending to take Tobacco earlier in the Fall, than at present is directed by Law, and praying that they may be obliged to begin to attend on the Tenth of *October*; were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances; that they do examine the several Matters thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Carter* from the Committee of Propositions and Grievances; reported, that the
12 Committee had had under their Consideration, the Petition of *Mary Ley* Widow, and also the Proposition from the County of *Effex*, to them referred, for establishing a Town on the Land where the public Warehouses, called *Leyton's*, in that County are, which by the Will of *Thomas Ley* was devised to the said *Mary Ley* his Wife, for her Life, and after her Death to her Son *Thomas Ley*, who is an Infant in Fee-Simple; and had come to the following Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where it was again read, and agreed to by the House, as follows,

Resolved, That the said Petition and Proposition be rejected.

A Message from the Governor, was delivered by Mr *Waltheof*,

Mr Speaker,

I am commanded by the Governor to acquaint this House, that his Honour is now ready to receive their Addrefs in the Council-Chamber.

Mr Speaker with the House went up, and being returned, reported, that he had, with the House, attended the Governor in the Council Chamber, and presented the Addrefs of this House to him, to which he was pleased to answer.

Mr Speaker, and Gentlemen of the House of Burgeffes,

I *SINCERELY thank you for this your agreeable Addrefs, for the Satisfaction you exprefs on my being appointed your Governor, and for your kind Congratulations on my Arrival here with my Family.*

I shall always retain a just Remembrance of the kind Reception I have met with from you: And in the Discharge of the Duties of my Administration, I hope fully to convince you of the Sincerity of my Heart, to do every Thing in my Power, for the Interest and Service of this Colony.

And I doubt not the good Understanding so affectionately begun, will be of a long Duration.

A Petition of *Lewis Burwell*, Gent. was presented to the House and read, complaining of an undue Election and Return of Mr *Edward Travis*, to serve as a Burgeffs in this present General Assembly, for *James Town*.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections; that they examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

Upon a Motion made.

The House resolved itself into a Committee, to take under their Consideration the Governor's Speech; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Carter* reported, That the Committee had had under their Consideration the Governor's Speech, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee to take into their further Consideration the Governor's Speech, To-morrow.

Ordered, That Mr *Randolph* Clerk of this House, have Liberty to appear as Counsel for any fitting Member, in any Matters of controverted Elections that shall happen before the Committee of Privileges and Elections.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, March 3d, 1752.

13

A Member having taken the Oaths appointed to be taken by Act of Parliament instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and subscribed the Test, was admitted to his Place in the House.

Ordered, That Mr *Pendleton*, Mr *Dewey*, Mr *Reade*, and Mr *Robert Jones*, be added to the Committee of Propositions and Grievances, and Mr *Hedgman*, and Mr *Christopher Robinson*, be added to the Committee of Privileges and Elections.

A Petition of the Minister and Vestry of *South-Farnham* Parish, in *Effex* County, setting forth the inconvenient Situation of the Glebe of the said Parish, and praying that an Act may pass enabling them to sell the said Glebe, and to apply the Money arising therefrom, towards purchasing another more convenient, and erecting Houses thereon.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

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A Petition from the County of *Surry*, praying that an Inspection may be established at *Fisher's Landing*, in the County of *Prince George*, was presented to the House and read.

Ordered, That the said Petition lie on the Table.

A Petition of *John Clayton*, and *Charles Blackwell*, was presented to the House, and read, setting forth, that they had each of them, *to wit*, the said *John* 9935 *lb.* and the said *Charles* 5275 *lb.* of Tobacco, drowned in the Warehouse on *Eastermost* River, in the County of *Gloucester*, and praying the Relief of this House, in the Premises.

Ordered, That the said Petition be referred to the Committee of Claims, that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr Conway, from the Committee of Privileges and Elections, reported, that the Committee had had under their Consideration, the Petition of *Mr Richard Booker*, to them referred, complaining of an undue Election and Return of *Mr Wood Jones*, to serve as a Burgess in this present General Assembly for the County of *Amelia*, and had heard as well the Petitioner, as the fitting Member by his Counsel, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to by the House, as follow.

Resolved, That the Persons who voted at the said Elections, whose Freeholds are questioned, either by the Petitioner, or fitting Member, be examined upon Oath, before *John Nash*, *William Booker*, *George Walker*, *Charles Irby*, and *Hezekiah Ford*, of the same County Gent. or any three of them, at the Court-house of the said County, whether they be Freeholders or not, except such of them as did swear to their Freeholds at the Election.

Resolved, That the Petitioner, and fitting Member, be at Liberty to examine Witnesses before the said Persons appointed to take such Examinations as aforesaid, as to the Freeholds of any Person who voted at the Election, altho' such Persons swore to their Freeholds at such Election, or shall swear to the same at the Examination, and that it be
 14 an Instruction to the Persons before whom such Examinations are to be taken, to examine how long such Voters have been in Possession of, and paid Quitrents for the Lands or Tenements, in Right of which they voted at the Election, and that they return the Examinations to this Committee, on the 23^d Day of this Instant, *March*.

Resolved, That the Petitioner do at least, ten Days before the Time appointed for Returning the Examination of the Witnesses, specify and give to the fitting Members, Notice of any Riot, or any illegal Proceedings of the Sheriff, or others, at the time of making the said Election, which he shall offer in Evidence to this Committee.

Upon a Motion made.

Ordered, That *George Wythe*, Gent. Clerk of the Committee of Privileges and Elections, be admitted to appear as Counsel for the said *Richard Booker*, before the said Committee of Privileges and Elections.

Upon a Motion made.

Ordered, That Leave be given to bring in a Bill to amend the Act made in the 22^d Year of the Reign of his present Majesty, intituled, *An Act for preventing excessive and deceitful Gaming*, and it is referred to *Mr Bland*, *Mr Fry*, *Mr Landon Carter*, and *Mr Lomax* to prepare and bring in the same.

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table.

Ordered, That the said Report do ly on the Table.

A Petition of *Thomas Roy*, of the County of *Caroline*, in Opposition to a Petition of the Freeholders and Inhabitants of the Town of *Port-Royal*, for permitting them to keep a Boat and Hands for the transporting Persons to and from the said Town, to the Land of Colonel *Thomas Turner*, in *King George* County, was read, praying that the said Petition be rejected.

Ordered,

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The House according to Order, resolved itself into a Committee, to take into their further Consideration the Governor's Speech, and after some Time spent therein, Mr *Speaker*, resumed the Chair, and Mr *Carter* reported, that the Committee had come to several Resolutions thereupon, which they had directed him to report to the House; and he read the same in his Place, and afterwards delivered them in at the Table, where they were again read, and agreed to by the House, as follows.

Resolved, That the Act, intituled, *An Act for ascertaining the Damage upon protested Bills of Exchange, and for the Recovery of Debts due upon Promissory Notes, and for the Assignment of Bonds, Obligations, and Notes*, be amended.

Resolved, That the Act, intituled, *An Act for establishing the General Court, and for regulating and settling the Proceedings therein*: Also the Act, intituled, *An Act directing the Method of Trial of Criminals, for Capital Offences; and for other Purposes therein mentioned*, be amended.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring 15 in a Bill, pursuant to the first Resolution.

Ordered, That Mr *Attorney*, Mr *Benjamin Waller*, Mr *Power*, Mr *Whiting*, Mr *Pendleton*, Mr *Robert Jones*, Mr *Landon Carter*, Mr *Bland*, Mr *Dewey*, Mr *Douglass*, Mr *William Waller*, Mr *Riddick*, Mr *Reade*, Mr *Claiborne*, and Mr *Martin*, do prepare and bring in, a Bill, pursuant to the second Resolution.

Resolved, That this House will resolve itself into a Committee, to take into their further Consideration the Governor's Speech, on *Monday* next.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to by the House, as follow.

Resolved, That the Proposition, from the County of *Prince George*, for dividing that County, by the Run which falls into *Appamattox* River, between *Blanford*, and the Public Warehouses, at *Bolling's* Point, to the Glebe Land of *Bristol* Parish, and by a *South* Line, to be run from the outermost Line of the said Glebe Land, to *Surry* County, is reasonable.

Resolved, That the Proposition, from the County of *Prince George*, for dividing that County, by the Line of *Martin Brandon* Parish, be rejected.

Resolved, That the Proposition, from the County of *Prince George*, for adding the Parish of *Bath*, in that County, to that Part of the County of *Amelia*, which lies below *Deep* Creek and *Cellar* Creek, and a *South* Line to be run from the Head of *Cellar* Creek, across *Nottoway* River, and making them a distinct County, be rejected.

Resolved, That the Proposition, from the County of *Prince George*, for repealing so much of the Act of Assembly, intituled, *An Act for establishing County Courts, and regulating and settling the Proceedings therein*; as restrains a Justice of the Peace from granting Executions against Defendants, for Matters cognizable before him, be rejected.

Ordered, That the Members of *Prince George* County, do prepare, and bring in, a Bill, pursuant to the first Resolution,

An Account of *Robert Lovell*, against the Public, for setting Eighty Six Men, and Ten Horses, in his Majesty's Service, over *Potomack* River, was offered to the House, and the Question being put, That it be received.

Resolved in the Negative.

A Claim of *Joseph Blayton*, for taking up a Runaway Negroe, therein mentioned.

Also a Claim of *Benjamin Ruffin*, for the same Service,

Also a Claim of *Anthony Sydnor*, for the same Service,

And also a Claim of *Isaac Brigandine*, for taking up a Runaway Servant, therein mentioned; were severally presented to the House, and received.

Ordered,

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively in the Book of Claims.

Mr *Lomax*, from the Committee of Trade, reported, That the Committee had had under their Consideration, several Matters relating to the Trade of this Colony, to them referred, and had come to several Resolutions thereupon, which he read in his Place and then delivered in at the Table, where they were again read, and agreed to by the
16 House as follow.

Resolved, That it will be necessary that a Bill be prepared, and brought in, for the better Distribution of Insolvent Debtors Estates.

Resolved, That all Staves, Headings, and Shingles, exported out of this Colony, be first viewed, and inspected, by Persons legally appointed for that Purpose.

Ordered, That the Committee of Trade do prepare, and bring in, a Bill, or Bills, pursuant to the said Resolutions.

The House being informed, that the Sheriff of *Nansemond*, attended at the Door, in Custody of the Serjeant at Arms, to amend the Return of the Writ for electing Burgesses, to serve in this present General Assembly, for the said County.

Ordered, That he do amend his Return; and that he be discharged out of Custody, paying Fees.

And then the House adjourn'd 'til To-morrow Morning Eleven o'Clock.

Wednesday, March 4th.

A PROPOSITION from fundry of the Inhabitants of the upper End of *Chesterfield* County, was presented to the House and read, setting forth the present Situation of the Warehouses at *Rocky Ridge*, in that County, through their great Distance from the Landing is very inconvenient, praying that the said Warehouses may be moved to, or near, the Ferry Landing.

Ordered, That the said Proposition be referred to the Committee of Propositions and Grievances, that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Claim of *William Borough*, for taking up a Runaway, therein mentioned,

Also a Claim of *William Blaikley*, for the same Service,

Also a Claim of *Robert Elfom*, for the same Service, were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the same, in the Book of Claims.

Ordered, That Mr *Willis* have Leave to be absent, from the Service of this House, till this Day Fortnight; Mr *Thomas Tabb*, till Monday next; Mr *Wood Jones*, till Monday Fortnight, and Mr *Travis*, till Saturday next.

Mr *Bland*, according to Order, presented a Bill, for dividing the County of *Prince George*, and the same was read the first Time, and ordered to be read a second Time.

A Petition of *Francis Eppes* and others, Freeholders of the County of *Prince George*, complaining of an undue Election, and Return of Mr *Stephen Dewey*, to serve as a Burgess, in this present General Assembly, for the said County, was presented to the House, and read.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections, that they examine into the Allegation thereof, and report the same with their Opinion thereupon, to the House.

Resolved, That where the House shall judge any Petition, touching Elections, to be frivolous and vexatious, the House will order Satisfaction to be made to the Person petitioned against.

17 A Petition of the Inspectors of the public Warehouses in the County of *Fairfax*,
Also a Petition of the Inspectors at *Occoquan* Warehouses in the said County, and
Prince

Prince William County, were severally presented to the House, and read, praying an Increase of their respective Salaries.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they examine into the Matters thereof respectively, and report the same, with their Opinion thereupon, to the House.

A Petition of fundry Freeholders, Merchants, and Inhabitants of the County of *Prince George*, was presented to the House, and read, setting forth, That so great a Quantity of Tobacco is brought to the public Warehouses at *Bolling's* Point, the Inspectors there are not able to dispatch the Inspection thereof, and praying that a third Inspector be appointed to assist them.

And the Question being put, that the said Petition be referred to a Committee.

It passed in the Negative.

Resolved, That the Petition, be rejected.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Thursday, March 5th.

A Member having taken the Oaths appointed to be taken, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

A Claim of *William Holliday*, for taking up a Runaway therein mentioned,

Also a Claim of *John Dickens*, for the same Service,

Also a Claim of *Jacob Sike*, for the same Service,

Also a Claim of *Bryant Fanin*, alias *Finley*, for the same Service,

Also a Claim of *Ephraim Goosley*, for the same Service,

And also a Claim of *William MacDonagh*, for the same Service, were severally presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, in the Book of Claims.

Mr Whiting, from the Committee of Courts of Justice, reported, That the Committee had, according to Order, examined what Laws have expired since the last Session of Assembly, and inspected such temporary Laws as will expire with, or soon after the End of this Session of Assembly, and had come to several Resolutions thereupon, which he read in his Place and then delivered in at the Table, where they were again read, and agreed to, with some Amendments, as follow.

Resolved, That the Act of Assembly, made in the 5th and 6th Years of the Reign of his present Majesty, intituled, *An Act for laying a Duty upon Slaves, to be paid by the Buyers*, which hath been continued by several subsequent Acts; all which Acts expired on the last Day of *July* last past, ought to be revived.

Resolved, That the Act of Assembly, made in the 19th Year of the Reign of his present Majesty, intituled, *An Act for the better regulating and collecting certain Officer's Fees, and other Purposes therein mentioned*, which was continued by one other Act made in the 22^d Year of his Majesty's Reign, both which Acts will expire on the 12th Day of *April* next, ought to be further continued.

Resolved, That the Act of Assembly, made in the 22^d Year of the Reign of his present Majesty, intituled, *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, which will expire at the End of the next Session of Assembly, ought to be continued.

Resolved, That so much of the Act of Assembly, made in the 22^d Year of the Reign of his present Majesty, intituled, *An Act for continuing the Act, intituled, An Act for reducing the Laws made for laying a Duty on Liquors, into one Act of Assembly*, as relates to the laying an additional Duty of one Penny per Gallon, on Rum, Brandy, and other distilled Spirits, and on every Gallon of Wine, which will expire on the first Day of *January* next, ought to be continued.

Resolved,

Resolved, That the Act of Affembly made in the 20th Year of the Reign of his present Majesty, intituled, *An Act for appointing a Treasurer, and other Purposes therein mentioned*, which will expire at the End of this Session of Affembly, ought to be renewed.

Resolved, That the Act of Affembly made in the 22^d Year of the Reign of his present Majesty, intituled, *An Act for reviving and amending the Acts for allowing Fairs to be kept in the Towns of Frederickburg, and Richmond*, which will expire at the End of this Session of Affembly, ought to be continued.

Resolved, That the Act of Affembly, made in the 22^d Year of the Reign of his present Majesty, intituled, *An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta*, which will expire at the End of this Session of Affembly, ought to be continued.

Resolved, That the Act of Affembly made in the 22^d Year of the Reign of his present Majesty, intituled, *An Act for destroying Crows and Squirrels*, which expired on the 27th Day of *October* 1750, ought to be revived and amended.

Ordered, That the Committee of Trade, prepare and bring in a Bill or Bills pursuant to the first and fourth Resolutions; the Committee of Propositions and Grievances to the third Resolution, and the Committee for Courts of Justice to the other Resolutions.

A Message from the Council, by Mr *Walthoe*,

That the Council have had before them two Petitions from fundry of the Inhabitants of the County of *Surry*, praying for a Division of the said County,

And also a Petition from the County of *Culpepper*, praying, that such Persons who make spirituous Liquors, may have Liberty to retail the same in their Houses, which they recommend to the Consideration of this House.

Ordered, That the Petitions relating to the Division of the County of *Surry*, be referred to the Committee of Propositions and Grievances, That they examine into the Matters thereof respectively, and report the same, with their Opinion thereupon to the House,

19 Then the Question being put, that the other Petition be referred to a Committee.

It passed in the negative.

Resolved, That the said Petition be rejected.

Mr *Conway*, from the Committee of Privileges and Elections, reported, That they had had under their Consideration, the Petition of Mr *Francis Eppes*, and others, to them referred, complaining of an undue Election and Return of Mr *Stephen Dewey*, to serve as a Burgess, in this present General Assembly, for the County of *Prince George*, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again read, and agreed to by the House, as follows.

Resolved, That the Petitioners do, at least Ten Days before the 20th of this Instant, *March*, which is appointed for examining Witnesses before the said Committee, as to the Subject Matter of the Petition, give Notice to the fitting Member, of the Nature of any illegal Proceedings or Practices of the fitting Member, or others, which the Petitioners shall then offer in Evidence to the said Committee.

Mr *Lomax*, from the Committee of Trade, reported, That the Committee had proceeded to the further Consideration of the Matters to them referred, and had come to a Resolution thereupon, and he read the same in his Place and then delivered in at the Table, where it was again read, and agreed to by the House as follows.

Resolved, That the erecting, and constantly maintaining a Light House on Cape *Henry*, the Charge thereof to be defrayed by a Duty upon the Tonnage of all Ships and Vessels, entering the Bay of *Chesapeake*, will be a great Advantage to the Commerce and Navigation of all his Majesty's Subjects trading to or from this Dominion.

Ordered, That the Committee of Trade, prepare and bring in a Bill pursuant to the said Resolution.

A Petition of *Robert Tucker*, praying to be allowed in the Book of Claims for a Hoghead of Tobacco, Weight Nett 1055 *lb.* drowned in the public Warehouses of *Norfolk*, was read.

Ordered,

Ordered, That the said Petition be referred to the Committee of Claims, that they examine into the Allegation thereof, and report the same, with their Opinion thereupon, to the House.

Resolved, That if it shall appear any Person hath procured himself to be elected, or returned a Member of this House, or endeavoured so to be, by Bribery or any other corrupt Practices, this House will proceed with the utmost Severity against such Person.

Resolved, That if it shall appear that any Person hath been tampering with any Witnesses, in Respect of his Evidence to be given to this House, or any Committee thereof, or directly, or indirectly, hath endeavoured to deter or hinder any Person from appearing or giving Evidence, the same is declared to be a high Crime and Misdemeanor, and this House will proceed with the utmost Severity against such Offender.

Mr Carter, from the Committee of Propositions and Grievances, reported, that the Committee had had under their Consideration divers Propositions, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow. 20

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Nansemond*, for adding that Part of that County, which lies on the *South Side of Black-water*, to the County of *Southampton*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Frederick*, for reimbursing the Inhabitants of that County, their Expenses in entertaining and providing for the *Indians* passing through that County, according to the Treaty of *Lancaster*, by imposing and levying a public Tax, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propositions from the County of *Frederick*, for restraining Pedlars from trading, be rejected.

Resolved, That it is the Opinion of this Committee, that the Proposition from the County of *Frederick*, for increasing the Fees to be paid by Pedlars, for their Licenses, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Proposition from the County of *Frederick*, for increasing the Rewards for killing Wolves, and for allowing Rewards for killing Panthers, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Frederick*, for dividing that County, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Prince-George*, for continuing the Act of Assembly, for destroying Crows and Squirrels, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *James City*, for an Act, to continue for four Years, that Ten Squirrels, Crows, or Blackbirds, be killed, for every tithable Person in the Colony, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Accomack*, for disabling any Person, who shall, at any Time after issuing Writs for electing Burgeesses to serve in any General Assembly, give, in any Manner, a Treat to the People, or by any Bribery, endeavour to procure Votes for him to serve as a Member of that General Assembly, is reasonable.

The six first Resolutions being read a second Time, and the Question severally put, that the House agree thereto.

Resolved in the Affirmative.

The seventh Resolution being read again, and the Question being put, that the House agree thereto.

It passed in the Negative.

Resolved, That the Proposition from the County of *Prince George*, for continuing the Act of Assembly, for killing Crows and Squirrels, is reasonable.

Then the other Resolutions of the Committee were read a second Time, and the Question severally put, that the House do agree thereto.

Resolved in the Affirmative.

Ordered,

Ordered, That the Committee of Propositions and Grievances, do prepare and bring
 21 in a Bill, or Bills, pursuant to the Fourth and last Resolutions of the Committee.

Mr *Fry*, reported, from the Committee of Claims, That they had had under their Consideration, the Petition of *Robert Burton*, and *John Williamson*, junior, Inspectors of Tobacco at *Shockoe's* Warehouse, to them referred, and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again read, and with an Amendment, agreed to by the House, as follows.

Resolved, That the said Inspectors be allowed the Sum of 15*£*. a year, each for the three last Years, for their Labour, Trouble, and Expence at the said Warehouse, during that Time, over and above their Salary appointed by Law.

Ordered, That it be an Instruction to the Committee of Claims, to make the said Allowance, in the Book of Claims.

A Petition of *Thomas Chamberlayne*, of the County of *King-William*, Gent. and *Wilhelmina* his Wife, was presented to the House, and read, setting forth, That the Petitioner, in Right of his said Wife, is seised in Fee-Tail, of 1600 Acres of Land, situate in *James-City* County; that he is also seised in Fee-Simple, in two Tracts of Land in the County of *King-William*, the one called his *Home-House-Tract*, the other *Scotland Quarter*; that he hath made considerable Improvements on the said *Home-House-Tract*, and conceives it will be greatly to the Advantage of the Heir of the said Petitioners, to settle the Lands in *King-William* County in Tail, in lieu of the said *James-City* Land: And praying that an Act may pass to vest the said *James-City* Land in Fee-Simple, in the said Petitioner, and settle the *King-William* Lands, with some Negroes of much greater Value to the same Uses.

Ordered, That a Bill be brought in, pursuant to the Prayer of the said Petition, and it is referred to Mr *Power*, to prepare and bring in the same.

A Petition from the County of *Goochland*, praying that Quarterly Courts may be established in that County, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Mr *Taylor* be added to the Committee of Claims.

A Bill for dividing the County of *Prince-George* was read a second Time and committed to Mr *Bland*, and Mr *Dewey*.

Several Claims from the County of *New-Kent*, against the Public, which were neglected to be presented to the last Session of Assembly, were presented to the House.

Ordered, That the said Claims be referred to the Committee of Claims, that they deduct all Claims not allowable by Law, out of the said Account, and that they levy the same upon the Persons who have received them, for the Use of the County.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Friday, March 6th, 1752.

Upon a Motion made.

Ordered, **T**HAT the County Courts of *King-George*, *Westmoreland*, and *North-umberland*, do severally appoint proper Persons, in Conjunction with the Court of *Richmond* County, to lay off the Bounds between their respective Counties, and the said County of *Richmond*, and that the Persons so appointed do return their Proceedings therein, to their respective County Courts.

Ordered, That the County Courts of *Westmoreland*, *King-George*, and *Stafford*, do severally appoint proper Persons, to lay off the Bounds between their respective Counties, and that the Persons so appointed, do return their Proceedings therein, to their respective County Courts.

Ordered,

Ordered, That it be an Instruction to the Committee of Claims, to allow the Charges of any County, against the Public, for the Imprisonment and Release of a Person committed for a Breach of the Peace, and if such Person so committed, has sufficient Estate to discharge the same, then they are to levy it upon him, in the Book of Claims.

Mr Bland, from the Committee to whom the Bill for dividing the County of *Prince George* was committed, reported, That the Committee had made several Amendments thereto; which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed, and read a third Time.

A Petition of sundry of the Inhabitants of the County of *Caroline*, setting forth the many Advantages that must arise to the Petitioners, from the Town of *Port-Royal* being permitted to keep, at their own Expence, a Boat and Hands, to transport Passengers to and from the said Town, to the Land of Colonel *Thomas Turner*, in the County of *King-George*.

Also a Petition from the County of *Surry*, in Opposition to the Petition for dividing that County, were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they examine into the Matters thereof, respectively, and report the same, with their Opinion thereupon, to the House.

Mr Carter, from the Committee of Propositions and Grievances, reported, that they had had under their Consideration divers Matters to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow.

Resolved, That it is the Opinion of this Committee, That the Propositions from the County of *James-City*, and *Richmond*, for restraining Negroe, and other Slaves, from keeping Dogs, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Proposition from the Town of *Richmond* in the County of *Henrico*, for appointing Trustees for the said Town, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Hanover*, for increasing the Penalties inflicted on Offenders against the Laws made to refrain Vice, be rejected. 23

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Northumberland*, for obliging the Owners of Persons convicted of Felony, and transported to this Colony, to bear the Charge of prosecuting and trying them for any Crimes of which they shall be accused here, be rejected.

The first Resolution being read a second Time, and the Question put, that the House agree thereto.

It passed in the Negative.

Resolved, That the Propositions from the Counties of *James-City* and *Richmond*, for restraining Negroe and other Slaves, from keeping Dogs, be rejected.

Then the second and third Resolutions were again read, and the Question severally put, that the House agree thereto.

Resolved in the Affirmative.

Then the last Resolution was read, and the Question put, that the House agree thereto.

It passed in the Negative.

Resolved, That the Proposition from the County of *Northumberland*, for obliging the Owners of Persons convicted of Felony, and transported to this Colony, to bear the Charges of prosecuting and trying them, for any Crimes of which they shall be accused of here, is reasonable.

Ordered, That the Members for the County of *Henrico*, do prepare and bring in a Bill pursuant to the second Resolution.

Ordered,

Ordered, That M^r Charles Carter, M^r Landon Carter, and M^r Hedgman, prepare and bring in a Bill purfuant to the laft Refolution.

Ordered, That M^r Reddick, and M^r Reade have Leave to be abfent from the Service of the Houfe, till *Wednesday* next.

And then the Houfe adjourn'd 'til To-morrow Morning Eleven o'Clock.

Saturday, March 7th, 1752.

M^r R. Lomax from the Committee of Trade, prefented to the Houfe, according to Order, a Bill for continuing Part of the A^{ct}, intituled, *An A^{ct} for continuing the A^{ct}, intituled, An A^{ct} for reducing the Laws made for laying a Duty on Liquors, into one A^{ct} of Affembly,*

And alfo a Bill to revive the A^{ct}, intituled, *An A^{ct} for laying a Duty upon Slaves, to be paid by the Buyers,* and the fame was read the firft Time, and ordered to be read a fecond Time.

M^r Carter, from the Committee of Propofitions and Grievances, reported to the Houfe, according to Order, a Bill for allowing Fairs to be kept in the Town of *Alexandria*.

Alfo a Bill for continuing an A^{ct}, intituled, *An A^{ct} for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs,* and the fame was received, and read the firft Time, and ordered to be read a fecond Time.

An ingroffed Bill, intituled, *An A^{ct} for dividing the County of Prince George, was read a third Time, and the Blanks filled up.*

Resolved, That the Bill do pafs.

Ordered, That M^r Bland do carry it to the Council for their Concurrence.

24 A Petition of the Infpectors of *Bolling's Point* Warehoufe, praying for a further Allowance, for the three Years laft paft, was prefented to the Houfe and read.

Ordered, That the faid Petition be referred to the Committee of Claims; that they do examine into the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

M^r Lomax from the Committee of Trade, reported, That the Committee had had under their further Confideration, the Matters to them referred, and come to feveral Refolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to, as follows.

Resolved, That the Importers of Wine from *Madeira*, have been confiderable Sufferers in their Trade, by the fraudulent Practice of fhipping Wines from thence in Pipes of lefs than the due Gauge.

Resolved, That it is neceffary a Bill fhould be prepared and brought in, to prohibit the Importation of *Madeira* Wine, in Pipes of lefs Gauge than 120 Gallons each, and the Hogfheads, and Quarter-Casks in Proportion.

Ordered, That the Committee of Trade do prepare, and bring in, a Bill, purfuant to the faid Refolution.

A Claim of *Coleby Chew*, for taking up a Runaway, therein mentioned,

Alfo a Claim of *Nehemiah Nicholls*, for the fame Service,

Alfo a Claim of *John Herbert*, for the fame Service,

Alfo a Claim of *James Jennings Foster*, for the fame Service,

Alfo a Claim of *William Bailey*, for the fame Service, were feverally prefented to the Houfe and received.

Ordered, That it be an Inftruction to the Committee of Claims, to allow the fame, in the Book of Claims.

A Petition of *George Brett*, and *Foushee Tabbs*, Infpectors at *Quantico*, praying an Increafe of their Salary, was offered to the Houfe and the Queftion being put that it be received.

Resolved in the Negative.

A Claim of *Alexander Hilliard*, for taking up a Runaway therein mentioned, was offered to the House, and the Question being put, that it be received.

Resolved in the Negative.

A Proposition from the Merchants of the Town of *Fredericksburg*, and *Falmouth*, in Behalf of themselves and others, Traders in this Colony, was presented to the House and read, setting forth, That they labour under great Inconveniences, thro' a Custom the Planters have got into of packing Tobacco loose, and mixing Stemm'd and Leaf in the same Hoghead, and praying Relief of this House, in the Premises.

Ordered, That the said Proposition lie on the Table.

A Bill for continuing an Act, intituled, *An Act for amending the Staple of Tobacco, and preventing Frauds in His Majesty's Customs*, was read a second Time, and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee of the whole House, upon the said Bill, on *Wednesday* next.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That they had had under Consideration, divers Propositions to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to by the House, as follow. 25

Resolved, That the Proposition, from the County of *Richmond*, for erecting and keeping public Warehouses, for the Inspection of Tobacco, at *Cat Point*, instead of *Naylor's Hole*, on *Rappahannock* Creek, is reasonable.

On Consideration of the Proposition from the County of *Nansemond*, for repealing so much of the Act made in the Twenty-second Year of His present Majesty's Reign, intituled, *An Act for amending the Staple of Tobacco, and preventing Frauds in His Majesty's Customs*, as renders every Person taking on him the Office of Inspector, during his Continuance in that Office, and for two Years after he shall be out of it, incapable of being elected a Member of the House of Burgesses, and of being Collector of His Majesty's Quitrents, or of any Public, County, or Parish Levies, or of any Officers Fees, and prohibits them, during that Time, to buy or receive, by Way of Barter, Loan, or Exchange, any Tobacco whatever.

Resolved, That the said Act, as to so much of the said recited Clause as relates to the Collection of Levies and Fees, and buying and selling Tobacco, be amended.

Resolved, That the Proposition from the County of *Northumberland*, that no Inspector of Tobacco continue in that Office longer than two Years, be rejected.

Resolved, That the Proposition from the County of *Amelia*, for obliging Inspectors of Tobacco to begin to attend at their respective Warehouses on the 10th Day of *October*, annually, is reasonable.

Resolved, That the Propositions from the Counties of *Prince William*, *Culpepper*, *Stafford*, *Frederick*, and *King George*, for erecting and keeping other Warehouses, for the Inspection of Tobacco, in the Town of *Falmouth*, on *Rappahannock* River, are reasonable.

Resolved, That the Propositions from the County of *Culpepper*, for erecting and keeping other Warehouses, for the Inspection of Tobacco, at *Fredericksburg*, on *Rappahannock* River, be rejected.

Resolved, That the Proposition from the County of *Culpepper*, for allowing Salaries to a sufficient Number of labouring Men, for attending the Warehouses, for the Inspection of Tobacco at *Fredericksburg* and *Falmouth*, and opening and stowing away the Tobacco brought thither to be viewed, be rejected.

Resolved, That the Proposition from the County of *Louisa*, for obliging the Inspectors of Tobacco at *Newcastle*, and *Page's* Warehouses, in the County of *Hanover*, to stamp on every Hoghead of Tobacco brought to, and viewed at their respective Houses, the Name of the County whence it came, be rejected.

On Consideration of the Petition of the Inspectors at *Littlepage's* Warehouses, in the County of *New-Kent*, setting forth, That the Inspection at *Waddy's*, appointed by an Act of the last General Assembly, not beginning till the Month of *November* then next following,

following, the Petitioners received and viewed all the Tobacco brought to their House, till That time, as they had done before, notwithstanding which they have only been paid 25£. each, being the Salaries allowed to them by that Act; whereas, before the Inspection at Waddy's was appointed, their Salaries were 35£. each, and praying to be allowed 10£. each, to make the Salaries of that Year, equal to what they were before.

Resolved, That the said Petition, is reasonable.

On Consideration of the Petition of *Thomas Jones*, of *Bristol Parish*, in the County of *Prince-George*, setting forth, That by Authority of a Commission from the Governor, he acted in, and performed the Office of an Inspector of Tobacco at *Bolling's Point Warehouse*, in that County, from the 3^d Day of *April*, to the 17th Day of *May*, 1749, in the Room of Mr *John Eppes*, one of the Inspectors at that Warehouse, who was then disabled by Sickness to attend there: That during that Time, the Petitioner viewed 400 Hogf-heads of Tobacco, and that the said *John Eppes* refused to pay him for that Service, and praying a reasonable Allowance to be made to him for it, by this House.

Resolved, That the Allegations of the said Petition are true.

Resolved, That the sum of six Pounds, and fifteen Shillings, is a reasonable Allowance for the said Service of the said *Thomas Jones*.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, pursuant to the two last Resolutions, and that they levy so much Tobacco on *John Eppes*, one of the Inspectors at *Bolling's Point*, as will be sufficient to repay the Sum allowed to the said *Thomas Jones*.

Ordered, That it be an Instruction to the Committee of the whole House to whom the Bill for continuing an Act, intituled, *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's customs*, is committed, to receive a Clause or Clauses, pursuant to the other Resolutions.

Ordered, That Mr *Payne*, have Leave to be absent from the Service of the House, till *Tuesday* next.

The House proceeded to take under Consideration the Report of the Committee of Propositions and Grievances, made on *Tuesday* last, and the same was read, and is as follows.

Resolved, That it is the Opinion of this Committee, that the Proposition from the County of *Prince-George*, for erecting public Warehouses for the Inspection of Tobacco, upon the Lots of Col. *William Poythreys*, in the Town of *Blandford*, in that County, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Prince-George*, for erecting public Warehouses for the Inspection of Tobacco, at *Fisher's Landing*, on *Appamattox River*, in that County, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propositions from the Counties of *Prince-George* and *Chesterfield*, for building a Bridge over *Appamattox River*, near the Ferry Landing at *Bolling's Point*, are reasonable.

The first Resolution being read a second Time, and the Question put, that the House agree thereto.

It passed in the Negative.

Resolved, That the Proposition from the County of *Prince-George*, for erecting public Warehouses for the Inspection of Tobacco, upon the Lots of Col. *William Poythreys* in the Town of *Blandford*, in that County, be rejected.

Then the other Resolutions of the Committee were read, and the Question being severally put, that the House agree thereto.

Resolved in the Affirmative.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, pursuant to the last Resolution.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, that they had had under their Consideration divers Propositions, from several Counties to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table.

Ordered,

Ordered, That the said Report do lie on the Table.

Ordered, That the Committee of Propositions and Grievances, do collect all Propositions and Petitions that are before the said Committee, relating to the Tobacco Law, and lay them before the House, and that the said Committee be discharged from proceeding any further thereon.

And then the House adjourned, till *Monday Morning Eleven o'Clock*.

Monday, March 9th, 1752,

A PETITION of *John Dixon*, Proprietor of the public Warehouses, at *Falmouth*, was presented to the House, and read, setting forth, That he is owner of several Lots in the said Town, which are commodious and well situated for a separate Inspection, if any should be appointed in the said Town, by this House, and praying that the Warehouses for the said Inspection may be erected on the same.

Ordered, That the said Petition do lie on the Table.

A Petition of *Thomas Meriwether*, Gent. was presented to the House and read, setting forth, That since the last Session of Assembly he had come to an Agreement with *Reuben Skelton*, Gent. to convey to him the Fee-Simple Estate and Inheritance of a Tract of Land, situate in the county of Hanover, near the Town of *Newcastle*, containing by Estimation, 200 Acres: That since the said Agreement, he had discovered that the said Land was intailed. That he is also seized in Fee, of two very valuable Tracts of Land, situate in the County of *Louisa*, containing 2100 Acres, on which he has been at great expence in making Improvements, and praying that Leave may be given to bring in a Bill, to dock the Intail of the said *Hanover* Lands, and confirm the Fee Simple and Inheritance thereof, in the said *Reuben Skelton*, according to that Agreement, upon the Petitioner's settling, in Lieu thereof, the said Lands in *Louisa*, to the same Uses as the Lands in *Hanover* are.

Ordered, That a bill be brought in, pursuant to the Prayer of the said Petition, and it is referred to Mr *Pendleton*, to prepare and bring in the same.

Mr *Randolph* reported, That the Persons appointed, had according to Order, prepared a Bill for appointing Trustees for the Town of *Richmond*, in the County of *Henrico*, 28 and the same was received, and read the first Time, and ordered to be read a second Time.

A Claim of *Thomas Crawford*, for taking up a Runaway therein mentioned,

Also a Claim of *Finley Dixon*, a Look-Out on the Coast, in the County of *Northampton*, for Services therein mentioned.

And also a Claim of *Ger sham Keys*, for attending as a *Venire* Man, on the Trial of *William Richy*, which was omitted in the last Book of Propositions, were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, respectively in the Book of Claims.

A Claim of *James Jefferies*, for taking up a Runaway therein mentioned, was offered to the House, and the Question being put, that it be received.

Resolved in the Negative.

A Bill for allowing Fairs to be kept in the Town of *Alexandria*, was read a second Time.

Ordered, That the Bill, be ingrossed, and read a third Time.

A Bill to revive the Act, intituled, *An Act for laying a Duty upon Slaves, to be paid by the Buyers*, was read a second Time, and committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee on the said Bill, on *Thursday* next.

A Bill for continuing Part of the Act, intituled, *An Act for continuing the Act, intituled, An Act for reducing the Laws made for laying a Duty on Liquors, into one Act of Assembly*, was read a second Time, and committed to the Committee of Trade.

A Petition of *David Garland*, was presented to the House and read, setting forth, That he is seized in Fee Tail, under the Will of his Grandfather, of a Tract of Land containing 680 Acres, situate in the Parish of *St. Paul*, in the County of *Hanover*; also of 2048 Acres of Land, lying in the County of *Lunenburg*, in Fee Simple; that it will be greatly to the Advantage of him and his Posterity, if he might be enabled to sell the Lands in the County of *Hanover* aforesaid, in Fee-Simple, and settle Part of the said Lands in *Lunenburg*, with Slaves of greater value, in Lieu thereof, and praying that a Bill may be brought in for that Purpose.

Ordered, That Leave be given, to bring in a Bill pursuant to the Prayer of the said Petition, and it is referred to Mr *Benjamin Waller*, to prepare and bring in the same.

Ordered, That Leave be given to bring in a Bill for lessening the Number of Dogs, kept on any Plantation, in the Counties of *Richmond*, *King-George*, *Westmoreland*, *Northumberland*, and *Lancaster*; and for preventing Injuries done by those Animals, to Sheep and Hogs, in the said Counties; and it is referred to Mr *Landon Carter*, Mr *Woodbridge*, and the Members for the said Counties of *King-George*, *Westmoreland*, *Northumberland*, and *Lancaster*, to prepare and bring in the same.

The House proceeded to the Consideration of the Report of the Committee of Propositions and Grievances, made on *Saturday* last, and the same was read, and agreed to by the House, as follows.

29 *Resolved*, That the Proposition from the County of *Louisa*, for appointing one Person in every County in this Colony, to inspect the Colours, Brands, and other Marks, of Horses taken up as Strays, and enter them with the Post-Master, and making it Felony for any Person neglecting to make such Entry, in a reasonable Time, be rejected.

Resolved, That the Proposition from the Counties of *Southampton*, and *Nansemond*, for making that Part of *Nottoway* River which lies in this Colony, a particular District, and appointing a Naval Officer there, be rejected.

Resolved, That the Proposition, from the County of *Effex*, for altering that County Court Day to the third *Monday* in every Month, is reasonable.

Resolved, That the Proposition from the County of *Lunenburg*, for further continuing the Act of Assembly, made in the Twenty-second Year of his present Majesty's Reign, intituled, *An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta*, is reasonable.

Resolved, That the Proposition from the County of *Lunenburg*, for altering the Court Days, of that County, to the second *Tuesdays* in the Months of *April*, *July*, *October*, and *January*, is reasonable.

Resolved, That the Proposition from the County of *Frederick*, for dissolving the Vestry of the Parish of *Frederick*, in that County, and obliging them to account for the several Sums of Money levied on the Parishioners, and collected by them from the Year 1744, is reasonable.

Ordered, That Mr *Fairfax*, and Mr *Gabriel Jones*, do prepare and bring in a Bill, pursuant to the last Resolution of the Committee.

Upon a Motion made.

Ordered, That Leave be given, to bring in a Bill for establishing a Town at *Westham*, above the Falls of *James-River*, and it is referred to Mr *Fry*, to prepare and bring in the same.

Mr *Whiting*, from the Committee for Courts of Justice, presented to the House, according to Order, a Bill for further continuing an Act, intituled, *An Act for the better regulating and continuing certain Officers Fees, and other Purposes therein mentioned*; and the same was received, and read the first Time, and ordered to be read a second Time.

A Bill for appointing Trustees, for the Town of *Richmond*, in the County of *Henrico*, was read a second Time, and committed to Mr *William Waller*, Mr *Hedgman*, Mr *Landon Carter* and Mr *Turner*.

A Message from the Council by Mr *Walthoe*,
That they have agreed to the Bill, intituled, *An Act for dividing the County of Prince-George*, without any Amendment.

The Order of the Day being read, for the House to resolve itself into a Committee, to take into their further Consideration, the Governor's Speech.

Resolved, That this House will resolve itself into the said Committee To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, March 10th.

A MEMBER having taken the Oaths appointed to be taken, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

A Claim of *John Ruffel*, for taking up a Runaway therein mentioned, was presented to the House, and received. 30

Ordered, That it be an Instruction to the Committee of Claims, to allow the same, in the Book of Claims.

Mr *Carter* reported, That the Persons appointed, had, according to Order, prepared a Bill, to oblige the Owners of Convict Servants, transported into this Colony, to pay the Charges of their Prosecutions; and the same was received, and read the first Time, and ordered to be read a second Time.

Ordered, That Mr *Kennon*, be added to the Committee of Propositions and Grievances.

A Petition of *Henry Robinson*, Gent. complaining of an undue Election, and Return for the County of *Hanover*, was presented to the House, and read.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections, that they examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Whiting*, from the Committee for Courts of Justice, reported, That they had, according to Order, inspected the Journals, of the last Session of Assembly, and prepared and drawn up a State of the Matters, then depending, and the Progress that was made therein; which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read, and thereupon.

Ordered, That the Petition of *Philip Rootes*, *Bartholomew Yates*, and *Robert Yates*, Executors, of the last Will and Testament, of Rev. *John Reid*, deceased, setting forth; that a Negroe Man Slave, belonging to the Estate of the said *Reid*, being run away, stabbed a Person who endeavoured to apprehend him, for which he was committed to the Goal of *Gloucester* County; that he lay there several Days in Irons, in which Time, through the Inclemency of the Weather, he became Frost-bitten, and lost the Use of his Feet; that they had expended £. 7. 3. 9. for Doctors Attendance and Medicines, in endeavouring his Recovery, and praying the Relief of the House, in the Premises, which was presented to the last Session of Assembly, and received, and referred to the Consideration of this, be referred to the Committee of Claims, and that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That it be an Instruction to the Committee of Claims, to allow in the Book of Claims, a Claim of *Edward Mosely*, for taking up a Runaway, therein mentioned; which was presented to the last Session of Assembly and received, and referred to the Consideration of this Session of Assembly.

Mr *Whiting* also presented to the House, according to Order, a Bill, for continuing the Act, intituled, *An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta*, and the same was read the first Time, and ordered to be read a second Time.

A Petition of *Robert Adams* was offered to the House, praying to be allowed for a Negroe, who being runaway and outlawed, hanged himself, and the Question being put, that the said Petition be received.

Resolved in the Negative.

31 Also a Petition of *Gideon Marr*, praying an Allowance for a Negroe, who being run away, and outlawed, was found dead, was offered to the House, and the Question being put, that the said Petition be received.

Resolved in the Negative.

A Petition of *William Broadnax* was presented to the House, and read, setting forth, That a Runaway Negroe belonging to him, having committed many Robberies, was outlawed, and being pursued, to prevent being taken, threw himself into a Mill-Pond, and was drowned, and praying Relief in the Premises.

Ordered, That the said Petition be referred to the Committee of Claims, that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, that the Committee had had under their Consideration divers Propositions, from several Counties to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Amelia*, That the Inhabitants of the Counties, by and thro' which *Appamattox* River runs, be obliged to clear the said River, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Frederick*, for adding 54 Lots to the Town of *Winchester*, in that County, and granting the Inhabitants thereof, the Privileges and Immunities of other Towns, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Orange*, for adding Part of that County to the County of *Louisa*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Isle of Wight*, for docking the Intail of certain Lands in that County, lately belonging to *Arthur Smith*, and laid off for a Town, called *Smithfield*, in Case the said *Smith* will settle other Lands, of equal or greater Value, in Lieu thereof, to the same Uses, as the said Lands so laid off were, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Proposition from the County of *Isle of Wight*, for building a Bridge over the *Westernmost* Fork of *Pagan-Creek*, above the Town of *Smithfield*, in that County, from the Land of *William Hodsdon*, to the Land of *Richard Reynolds*, by the voluntary Contributions of such as will subscribe for it, is reasonable.

32 *Resolved*, That it is the Opinion of this Committee, That the Proposition from the County of *Isle of Wight*, for appointing a Ferry to be kept from the Land of *William Hodsdon*, on *Pagan Creek*, to the Town of *Smithfield* in that County, to continue only till a Bridge shall be built there, and from the said Town to the Land of *Charles Fulgham*, on the *Easternmost* Side of the said Creek, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Fairfax*, in opposition to the Proposition, from that County, for appointing the Court of the said County to be held at the Town of *Belhaven*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Augusta*, for allowing a Salary to the Minister of the Gospel, in the Parish in that County, equal to the Salaries of other Ministers in this Colony, is reasonable.

The seven first Resolutions being read a second Time, and the Question severally put, that the House agree thereto.

Resolved in the Affirmative.

The

The eighth Resolution being read a second Time, and the Question put, that the House agree thereto.

It passed in the Negative.

Resolved, That the Proposition from the County of *Augusta*, for allowing a Salary to the Minister of the Gospel in the Parish in that County, equal to the Salaries of other Ministers in this Colony, be rejected.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, pursuant to the first Resolution.

Ordered, That Mr *Fairfax*, and Mr *Gabriel Jones*, do prepare and bring in a Bill, pursuant to the second Resolution.

Ordered, That the Members for *Isle of Wight* County, do prepare and bring in a Bill, or Bills, pursuant to the fourth, fifth, and sixth Resolutions.

Mr *Carter* also reported, from the Committee of Propositions and Grievances, That they had had under their Consideration, the Petition of *John Henry*, *John Bickerton*, *John Meriwether*, Son of *William Meriwether*, Gent. deceased, and *Francis Jerdone*, Executor of *William Johnson* deceased, to them referred, setting forth, That in the Year 1740 an Act of Assembly was made, empowering the Justices of *Hanover* County, and their Successors, or any four or more of them, (one of whom to be of the *Quorum*,) to receive Subscriptions, and collect the Money subscribed, from the Persons who should be willing to make such subscriptions, and to apply the same towards building a Bridge over *Pamunkey* River, from *Newcastle*, to the Land of *Edmund Littlepage*, in *King-William* County, and to design, direct, and agree with Workmen for building the same, and for the Support and Maintenance thereof the said Justices, or any four or more of them, or such Persons as they should appoint, were directed by the said Act, to set up and erect Gates and Turnpikes, on or across the said Bridge, through which no Person should be permitted to pass, without paying a Toll or Duty imposed by the said Act: That the Petitioners *John Henry*, and *John Bickerton*, and the said *William Meriwether*, and *William Johnson*, who were Justices of the said County of *Hanover*, and one of them of the *Quorum*, contracted with one *William Walker*, to build such a Bridge as aforesaid, for the Consideration of 130£. which was accordingly built, and a Gate or Turnpike set up thereon, and that a Person was appointed to receive the Toll, but that the Gate was soon afterwards broken down, and the People would not suffer the same to be rebuilt, and to remain: That afterwards the said *William Johnson*, in whose Hands the subscription Paper was lodged, died, and the said Paper was never found, till the Time limited for paying the said Subscription Money, expired. That *Walker* brought a Suit against the Petitioners, and the other Justices of the said County of *Hanover*, and the said *William Meriwether*, and the said *Johnson's* Executor, and recovered against the Petitioners, and the said *Meriwether*, and *Johnson's* Executor, only £. 169. 7. 9. and 1644 Pounds of Tobacco, which they have paid; and praying such Relief in the Premises, as to this House shall seem proper, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again read, and agreed to by the House, as follows.

Resolved, That the said Petition be rejected.

Mr *Benjamin Waller*, presented to the House, according to Order, a Bill *To dock the Intail of certain Lands, whereof David Garland is seized, and for settling other Lands and Slaves of greater Value to the same Uses*, and the same was received and read the first Time, and ordered to be read a second Time.

An ingrossed Bill, intituled, *An Act for allowing Fairs to be kept in the Town of Alexandria*, was read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Charles Carter* do carry the Bill to the Council for their Concurrence.

The Order of the Day being read, for the House to resolve itself into a Committee, to take into their further consideration, the Governor's Speech;

Resolved, That this House will resolve itself into the said Committee on *Friday* next. And then the House adjourn'd, till To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, March 11th.

MR. Conway, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Petition of Mr Henry Robinson, to them referred, complaining of an undue Election and Return of Mr John Chiswell, and Mr John Syme, to serve as Burgeffes, in this present General Assembly, for the County of Hanover, and had partly heard as well the Petitioner, as the fitting Members by their Counsel, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again read, and agreed to by the House, as follows.

Resolved, That the Petitioner do, at least Ten Days before the 25th of this Instant, March, which is appointed for the further Hearing of the said Petition, give Notice to the fitting Members, of any other Matters, than such as are particularly charged in the said Petition, which he shall then offer in Evidence to the said Committee.

Ordered, That Mr Wythe, Clerk of the Committee of Privileges and Elections, have Liberty to appear as Counsel, in any Matter of controverted Elections, that shall happen before the said Committee.

A Proposition of fundry Merchants concerned in buying and exporting Tobacco, was presented to the House, and read, setting forth, That the Method of packing Tobacco, used by many of the Planters in this Colony, very much depreciates the Value of that Commodity at home; that a third Inspector ought to be appointed at every public Warehouse, to inspect Tobacco, in Case of any Disability in either of the other Two; and that they be obliged to give their Attendance, for inspecting Tobacco, earlier than at
34 present is required by Law, and praying the Consideration of the House therein.

And the Question being put, That the Petition be referred to the Committee of the whole House, to whom the Bill for continuing the Act, intituled, *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, is committed.

It passed in the Negative.

Resolved, That the Proposition be rejected.

Mr Whiting, from the Committee for Courts of Justice, presented to the House, according to Order, a Bill for continuing the Act, intituled, *An Act for reviving and amending the Acts for allowing Fairs to be kept in the Towns of Frederickburg, and Richmond*, and the same was received and read the first Time, and ordered to be read a second Time.

Mr William Waller, from the Committee to whom the Bill for appointing Trustees for the Town of Richmond, in the County of Henrico, was committed, reported, That they had made several Amendments thereto, which they had directed him to report to the House, and he read the Report in his Place and then delivered the Bill, with the Amendments, in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

Mr Fry, from the Committee of Claims, reported, That they had had under their Consideration several public Claims to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table.

Ordered, That the Report do lie on the Table.

Mr Pendleton, according to Order, presented to the House, a Bill *To vest certain intailed Lands, therein mentioned, in Reuben Skelton, Gent. in Fee Simple, and for settling other Lands of greater Value, to the same Uses*, and the same was received, and read a first Time, and ordered to be read a second Time.

Mr Carter, from the Committee of Propositions and Grievances, reported, That the Committee had, according to Order, selected all the Propositions and Petitions, relating to the Tobacco Law; which he delivered in at the Table.

The Order of the Day for the House to resolve itself into a Committee of the whole House, upon the Bill for continuing an Act, intituled, *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, being read,

Ordered,

Ordered, That the said Propositions and Petitions be referred to the Consideration of the said Committee.

Ordered, That the Petition of *John Dixon*, praying that the separate Inspection, if any appointed, at *Falmouth*, may be on his Lots in the said Town;

And also the Proposition from the Merchants of *Fredericksburg*, and *Falmouth*, against mixing stemm'd and Leaf Tobacco in the same Hoghead, which were severally presented to this House, and received, and ordered to lie on the Table; be likewise referred to the said Committee.

Then the House resolved itself into the said Committee, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Carter* reported, that the Committee had had the Bill under their Consideration, and made several Amendments thereto, but not having Time to go through the same, they had directed him to move for Leave to fit again. 35

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

A Petition of *Francis West*, Gent. complaining of an undue Election and Return for the County of *King-William*, was presented to the House, and read.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections, that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Thursday, March 12th.

THE House, according to Order, resolved itself into a Committee, upon the Bill for continuing the Act, intituled, *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Carter* reported, That the Committee had had the said Bill under their further Consideration, and made several Amendments thereto, but not having Time to go through the same, they had directed him to move for Leave to fit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, to revive the Act, intituled, *An Act for laying a Duty upon Slaves, to be paid by the Buyers*;

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Tuesday next.

A Petition of the Inspectors at *Aquia* Warehouse, in the County of *Stafford*, was presented to the House and read, praying that their Salaries may be increased.

Ordered, That the said Petition be referred to the Committee of the whole House, to whom the Bill for continuing the Act, intituled, *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, is committed.

A Petition of *William Hunter*, Printer, setting forth, That since his succeeding Mr *Parks* in his Office, he has performed the public Business as Printer, for which he has been paid by the Treasurer, till the 31st of *December* last; that since the Salary allowed to the Printer in the Year 1744, he finds the Business much increased, and his Trouble and Expence necessarily augmented, and praying to be continued in the said Office, and a competent Salary allowed him from the said 31st Day of *December*;

Resolved, That the Sum of 300 £. *per Annum*, be allowed to *William Hunter* Printer, from the last Day of *December* 1751, to the next Session of Assembly, for his Salary, as a full Recompense for printing and delivering Inspectors Notes and Books, Receipts for the Duty of Slaves, printing Proclamations, and other Acts of Government, and all other public Services.

Ordered,

Ordered, That the said Refolve be ingroffed, and that Mr *Benjamin Waller*, do carry it to the Council for their Concurrence.

36 *Ordered*, That Mr *Bolling*, and Mr *Thomas Harrifon*, have Leave to be abfent from the Service of this Houfe, 'til *Monday* next.

Mr *Lomax* from the Committee of Trade, prefented to the Houfe, according to Order, a Bill, *For erecting a Light-house at Cape-Henry*.

Ordered, That the Bill do lie on the Table.

A Bill, *To dock the Intail of certain Lands, whereof David Garland is feifed, and for fettling other Lands and Slaves, of greater Value, to the fame Ufes*, was read a fecond Time.

Ordered, That the said Bill be committed to Mr *Benjamin Waller*, Mr *Attorney*, Mr *Pendleton*, Mr *Carter Burwell*, Mr *Conway*, Mr *Charles Carter*, Mr *Johnson*, and the Members for *Hanover* and *Lunenburg* Counties, that they do examine into the Allegations thereof, and report the fame, with their Opinion thereupon, to the Houfe.

An ingroffed Bill, intituled, *An Act for appointing Trustees for the Towns of Richmond and Falmouth*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pafs.

Ordered, That Mr *Randolph*, do carry it to the Council for their Concurrence.

A Bill, *To veft certain intailed Lands therein mentioned, in Reuben Skelton, Gent. in Fee Simple, and for fettling other Lands of greater Value, to the fame Ufes*, was read a fecond Time.

Ordered, That the said Bill be committed to Mr *Pendleton*, Mr *Martin*, Mr *Power*, and the Members for *Hanover* and *Louifa* Counties; that they examine into the Truth of the Allegations thereof, and report the fame, with their Opinion thereupon to the Houfe.

And then the Houfe adjourned 'til To-morrow Morning Eleven o'Clock.

Friday, March 13th, 1752.

A PETITION of *Lewis Willis*, by *Francis Willis* his Guardian, was prefented to the Houfe and read, fetting forth, That a Negroe belonging to the Petitioner, was, by a Court of *Oyer and Terminer*, held in *Spotsylvania* County, in the year 1750, sentenced to be hanged for Felony and Burglary, and valued at 50*£*. current Money; that before the Day appointed for his Execution he broke out of Goal, and was afterwards fhoot, and killed, and praying an Allowance for him.

Alfo a Petition of *Ralph Wormley*, Gent. was prefented to the Houfe, and read, fetting forth, That in the Year 1750, feveral of his Negroes, at his Quarter in *Frederick* County, affembled in a Rebellion againft their Overfeer; that in attempting to take and difperfe them, one was killed, and praying an Allowance for him.

And alfo a Petition of the Infpectors at *Gray's-Creek* Warehoufe, was prefented to the Houfe, and read, fetting forth, That by a high Tide in *October* 1749, twenty feven Hogheads of Crop, befides a confiderable Quantity of Transfer Tobacco was damaged in the said Warehoufes, for which the Petitioners Notes were out; and praying the Relief of the Houfe therein.

37 *Ordered*, That the said Petitions be referred to the Committee of Claims, that they do examine into the feveral Matters thereof, and report the fame, with their Opinion thereupon, to the Houfe.

A Meffage from the Council, by Mr *Walthoe*,

That they have agreed to the Bill, intituled, *An Act for allowing Fairs to be kept in the Town of Alexandria*.

And alfo to the Bill, intituled, *An Act for appointing Trustees for the Towns of Richmond and Falmouth*, without any Amendments.

A Claim of *John Gale*, for a Runaway, therein mentioned, was prefented to the Houfe and received.

Ordered, That it be an Inftitution to the Committee of Claims, to allow the said Claim, in the Book of Claims.

A Petition of *Archibald Cary*, Gent. praying that his Ferry, near *Warwick*, on *James-River*, may be discontinued.

Also a Petition of fundry of the Inhabitants of *Prince-George* County, praying for a separate Inspection at *Bolling's* Point, were severally presented to the House, and read.

Ordered, That the said Petitions do lie on the Table.

A Message from the Council, by *M^r Walthoe*,

That the Council have agreed to the Resolve for allowing the Sum of £. 300 *per Annum*, to *William Hunter* Printer, from the last Day of *December* 1751, to the next Session of Assembly for his Salary, as Printer to this Government, without any Amendment.

M^r Benjamin Waller, reported, That the Committee to whom the Bill, *To dock the Intail of certain Lands, whereof David Garland is seized, and for settling other Lands and Slaves, of greater Value, to the same Uses*, was committed, had examined into the Allegations thereof, and found them to be true, and had made an Amendment thereto, which he read in his Place, and then delivered the Bill, with the Amendment in at the Table, where it was again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendment, be ingrossed.

M^r Pendleton, reported from the Committee, to whom the Bill *To vest certain intailed Lands, therein mentioned, in Reuben Skelton, Gent. in Fee Simple, and for settling other Lands of greater Value, to the same Uses*, was committed, that they had examined into the Allegations thereof, and found them to be true, and that they had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed. [and read] a third Time.

M^r Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to by the House, as follow.

Resolved, That the Proposition from the County of *Surry*, for dividing that County, beginning on *Seacock* Swamp, at the Line dividing the said County, from the County of *Southampton*, thence up the said Swamp, to the main Road at *Blow's* Bridge, thence along the new Road, commonly called the Court-house Road, to *Copohank* Swamp, and thence down that Swamp, to *Black-Water*, and thence up *Black-Water*, to the Line dividing the said County of *Surry*, from the County of *Prince George*, is reasonable. 38

Resolved, That the Proposition from the County of *Surry*, for dividing that County, and erecting the Parish of *Southwark*, in the said County, on the North Side of *Black-Water*, into one distinct County, and the Parish of *Albemarle*, in the same County, on the South Side of *Black-Water*, into one other distinct County, be rejected.

Resolved, That the Propositions from the County of *Surry*, in Opposition to the Propositions, for dividing that County, be rejected.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill pursuant to the first Resolution.

M^r Fry, from the Committee of Claims, reported, That the Committee had had under their Consideration several Petitions to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table.

Ordered, That the Report do lie on the Table.

The House according to Order resolved itself into a Committee, upon the Bill for continuing the Act, intituled, *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, and after some Time spent therein, *M^r Speaker* returned the Chair, and *M^r Carter* reported, that the Committee had had the said Bill under their further Consideration, but not having Time to go through the same, had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

The Order of the Day for the House to resolve itself into a Committee, to take under their further Consideration the Governor's Speech, being read,

Resolved, That this House will resolve itself into the said Committee on *Thursday* next.

And then the House adjourn'd, till To-morrow Morning Eleven o'Clock.

Saturday, March 14th.

SEVERAL Propositions from *Lunenburg* County, setting forth the many Hardships and Inconveniencies that attend the Inhabitants of the said County, from the Extensiveness thereof, and praying that the same may be divided into two Counties;

Also a Proposition of fundry Inhabitants of the Fork of *Roanoke*, praying, That if the said County of *Lunenburg* is divided, they may not be left in the lower County;

Also a Petition of *Anne Fleet*, Widow, praying, That a Ferry may be appointed from her Land, in *King and Queen* County, across *Mattaponi* River, to the Land of *Thomas Fox*, opposite thereto;

39 Also a Proposition from fundry Inhabitants of *Cumberland* County, praying, That Quarterly Courts may be established in that County;

Also a Proposition from the said County, against having Quarterly Courts; and,

Also a Proposition from fundry Inhabitants of *Nansemond* County, praying, That a Ferry may be appointed over *Bennet's* Creek, from the Land of *Benjamin Bascomb*, to the Land of *Mary Buxton*, were severally presented to the House, and read.

Ordered, That the said Propositions and Petitions, be referred to the Committee of Propositions and Grievances, that they examine into the several Matters thereof, and report the same, with their Opinion thereupon to the House.

A Petition of Mr *Benjamin Harris*, complaining of an undue Election and Return for the County of *Cumberland*, was presented to the House, and read.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections, that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

An ingrossed Bill, intituled, *An Act to dock the Intail of certain Lands, whereof David Garland is seised, and for settling other Lands and Slaves, of greater Value, to the same Uses* was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Benjamin Waller*, do carry the Bill to the Council for their Concurrence.

An ingrossed Bill, *To vest certain Lands therein mentioned, in Reuben Skelton, Gent. in Fee Simple, and for settling other Lands of greater Value, to the same Uses*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Pendleton* do carry it to the Council for their Concurrence.

Mr *Landon Carter* reported, That the Persons appointed, had, according to Order, prepared a Bill, *For lessening the Number of Dogs kept by Overseers, Servants, and Slaves, in the Counties of Richmond, King-George, Westmoreland, Lancaster, and Northumberland*, and the same was received, and read the first Time, and ordered to be read a second Time.

A Petition of *Richard Bryan*, setting forth, That his Father in his Life-time, discovered a compound Medicine, which, by long Practice, he found effectual in curing the Dry-Gripes; that the Petitioner (to whom only he communicated the Secret of the Compound) has cured many People, who were dangerously ill of that Disorder, and deserted by other Doctors as incurable; That he is willing to divulge the Secret of his Medicine to the Public, for a competent Reward, and praying the Consideration of the House therein.

Ordered, That the said Petition be referred to a Committee.

And

And it is accordingly referred to M^r *Charles Carter*, M^r *Carter Burwell*, M^r *Martin*, M^r *Riddick*, M^r *Turner*, M^r *Landon Carter*, M^r *Walker*, M^r *Robinson*, and M^r *Fry*, to examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

M^r *Carter*, from the Committee of Propositions and Grievances, reported, that the Committee had had under their Consideration divers Propositions, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to by the House, as follow. 40

Resolved, That the Proposition from the Town of *Alexandria*, for discharging the Purchasers of certain Lots in a Marsh within the Bounds of that Town, from the Condition of building on, and improving them, according to the Act of Assembly, made *For establishing that Town, and for adding to the said Town, certain Lands contiguous thereto, belonging to John Alexander, and Baldwin Dade*, is reasonable.

Resolved, That the Proposition from the Town of *Alexandria*, for altering the Name of that Town to *Belhaven*, be rejected.

Resolved, That the Proposition of the Minister and Vestry of the Parish of *South-Farnham*, in the County of *Effex*, for enabling them to sell the Glebe of that Parish, and purchase another, is reasonable.

Resolved, That the Propositions from the County of *Culpepper*, for dividing the Parish of *St. Mark*, in that County, by the *Meander*, alias *Crooked Run*, falling in *Robinson River*, up to Colonel *John Spotswood's* Corner, on that Run, thence by his Line *North*, 28 Degrees *East* to *Bloodworth's* Road, thence from *Bloodworth's* Road, by a straight Line to *Crooked Run*, a Branch of the *North Fork* of the *Gourd-Vine River*, where the main Road, called *Duncan's* crosses the said Run, thence up the said Run, to the Head thereof, thence to the Head of *White-Oak-Run*, thence down that to the *North River*; and for adding that Part of *St. Mark's* Parish, which lies in the County of *Orange*, to the Parish of *St. Thomas*, and that Part of *St. Thomas's* Parish, which lies in the County of *Culpepper*, to the upper Parish, to be taken from the Parish of *St. Mark*, is reasonable.

Resolved, That the Proposition from the County of *Culpepper*, for dividing the Parish of *St. Mark*, in that County, by a Line to be run from the Mouth of *Cedar-Run*, on *Robinson River*, to the Mouth of *Devil's-Run*, thence up the *Hazle Ridge*, to the main Ledge of Mountains, be rejected.

Resolved, That the Proposition from the County of *Culpepper*, for increasing the Rewards allowed for killing Wolves, be rejected.

Resolved, That the Proposition from the County of *King-William*, for amending the Act of Assembly, intituled, *An Act for clearing of Rivers and Creeks, by imposing a Tax of Six Pence, on every Hoghead of Tobacco, which shall be brought to the public Warehouses of Page's and Crutchfield's to be inspected, and shall be passed*, to be applied towards defraying the Charge of clearing *Pamunkey River*, is reasonable.

Resolved, That the Proposition from the County of *King-William*, for clearing Rivers and Creeks, at the Charge of the Public, be rejected.

Resolved, That the Propositions from the County of *King-William*, That all the Counties, from which Tobacco shall be brought to the public Warehouses of *Page's* and *Crutchfield's*, to be inspected, shall bear the Charge of clearing *Pamunkey River*, be rejected.

Ordered, That the Members for the County of *Effex*, do bring in a Bill pursuant to the third Resolution; and they are instructed to receive a Clause, pursuant to the third Resolution of the Report from the Committee of Propositions and Grievances, made on *Saturday* last, for altering the Court-Day of the said County. 41

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, or Bills, pursuant to the first, fourth, and sixth Resolutions.

M^r *Fairfax* reported, That the Persons appointed, had, according to Order, prepared a Bill, *For establishing the Town of Winchester, and appointing Fairs therein*, and delivered

ered the fame in at the Table, where it was received, and read the firft Time, and ordered to be read a fecond Time.

A Petition of *Anne Gough*, Propriatrix of the public Warehouse at *Denbigh*, fetting forth, That fhe was obliged to build a Wharf for the Ufe of the faid Warehouse, that before fhe had any Allowance for the fame, it was carried away by the Guft in 1744; That fhe was then obliged, by Order of *Warwick* Court, to build another Wharf for the Ufe of the faid Warehouse, 70 Feet long, that fhe petitioned the Affembly in 1745, for an Allowance for the faid Wharfs, and had Five Pounds allowed her to the 10th of *March* 1745, and her Petition referred to the Confideration of the next Seffion of Affembly, when it was rejected by the Committee of Claims, to whom it was referred, your Petitioner not being then able to make it appear, that the Rent of the faid Warehoufes were insufficient to defray the Expence of the faid Wharfs, that the faid Warehouse and Wharf were entirely deftroyed by the Guft in 1749, and praying Relief of the Houfe.

Alfo a Petition of the Infpectors at *Page's* and *Crutchfield's* Warehoufes, praying an Allowance, over and above their Salaries allowed by Law, for the three Years laft paff, were feverally prefented to the Houfe, and read.

Ordered, That the faid Petitions be referred to the Committee of Claims, that they examine into the Matters thereof feverally, and report the fame, with their Opinion thereupon, to the Houfe.

The Petition of *Lewis Burwell*, of the County of *James-City*, Gent. and *Frances* his Wife, *Elizabeth Thacker*, Spinfter, *Henry Washington*, of the County of *Middlefex*, Gent. and *Anne* his Wife, and *Sarah Thacker*, Spinfter, was prefented to the Houfe and read, fetting forth, That *Edwin Thacker*, late of the County of *Middlefex*, Gent. was in his Lifetime, and at the Time of his Death, feized in Feetail General in 2800 Acres of Land, or thereabouts in the County of *King-William*, and of 3000 Acres, or thereabouts, in the County of *Middlefex*, and being fo feized, departed this Life, fometime in the Year 1745 intefstate, leaving *Elizabeth Thacker*, his Widow, and the Petitioners *Frances*, *Elizabeth*, *Anne*, and *Sarah*, his Daughters, and Co-Heireffes, to whom the faid Lands defcended in Coparcenary¹; that after his Death the Manfion-Houfe where the faid *Edwin* had lived, with 1112 Acres, or thereabouts, Part of the aforefaid Lands in *Middlefex*, was allotted to the faid *Elizabeth Thacker*, Widow, for her Dower therein, and in lieu of her Dower of the faid Lands in *King William*, and Partition of the faid Lands in *King William*, and of the faid Refidue of the Lands in *Middlefex*, was duly made and eftablifhed among the Petitioners, by Virtue of a Decree of the Honourable the General Court, fince which the faid *Elizabeth Thacker*, hath lately departed this Life; That if Partition of the faid 1112 Acres fhould be made among the Petitioners, their Purparts² thereof, would be of little Value to them refpectively, in Regard there is a Dwelling-
42 Houfe on one Part thereof, and that with the Outhoufes and Offices belonging to it, is of fo great Value, that to which foever of the Petitioners, fuch Houfes and Offices fhould be allotted, the Part affigned therewith, if any, would be of little or no Ufe, and in Regard the good and mean Parts of the faid Tract is inconveniently fituated for fuch a Divifion; That it would be much to the Advantage of the Petitioners, if the Intail of the faid 1112 Acres could be docked, and the Petitioners *Lewis Burwell*, and *Frances* his Wife, *Elizabeth Thacker*, and *Sarah Thacker*, enabled, as they defire, to fell their Parts thereof to the Petitioner, *Henry Washington*, and praying that an Act may pafs for that Purpofe.

Ordered, That M^r *Benjamin Waller* do prepare and bring in a Bill purfuant to the Prayer of the faid Petition.

A Member having taken the Oaths appointed to be taken by Act of Parliament, inftead of the Oaths of Allegiance and Supremacy, and taken and fubfcribed the Oath of Abjuration, and alfo fubfcribed the Teft, was admitted to his Place in the Houfe.

Ordered, That M^r *Fitzhugh*, be added to the Committee of Propofitions and Grievances.

A

¹Coparcenary, joint heirfhip.

²Purpart, the fhare or portion of an eftate allotted to a coparcener by partition.—The Century Dictionary.

A Bill, *To oblige the Owners of Convict Servants transported to this Colony, to pay the Charges of their Prosecutions*, was read a second Time, and committed to Mr Landon Carter, Mr Vaulx, Mr Fitzhugh, Mr Bushrode, Mr Hedgman, Mr Woodbridge, and the Members for Northumberland County, for Amendment.

A Message from the Council, by Mr Walthoe,

That they have agreed to the Bill, intituled, *An Act to vest certain intailed Lands therein mentioned, in Reuben Skelton, Gent. in Fee Simple, and for settling other Lands of greater Value, to the same Uses.*

Also to the Bill intituled, *An Act to dock the Intail of certain Lands, whereof David Garland is seized, and for settling other Lands and Slaves, of greater Value, to the same Uses*, without any Amendment.

A Bill for continuing the Act, intituled, *An Act for reviving and amending the Acts for allowing Fairs to be kept in the Towns of Frederickburg, and Richmond*, was read a second Time.

Ordered, That the Bill, be ingrossed.

A Bill, *For erecting a Light-House at Cape Henry*, was read the first Time, and ordered to be read a second Time.

Mr Lomax, from the Committee of Trade, reported, That they had had under their further Consideration, several Matters relating to the Trade of this Colony, to them referred, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again read, and agreed to by the House, as follows.

Resolved, That the Act of Assembly, made in the 22^d Year of the Reign of his present Majesty, intituled, *An Act for inspecting Pork, Beef, Flour, Tar, Pitch, and Turpentine*, be amended.

Ordered, That the Committee of Trade, do prepare and bring in a Bill pursuant to the said Resolution.

The House proceeded to take into their Consideration the Report from the Committee of Claims, made on *Wednesday* last, and the same was read, and agreed to, as follows.

On Consideration of a Claim from the County of *James-City*, of three Pounds, ten Shillings, for building a Wharf at the public Warehouse at *Hog-Neck*, in the said County, and sixteen Shillings for bringing in Place, and repairing the said Wharf, it being carried across the River, by a Fresh. ⁴³

Resolved, That the said Claim is reasonable, and that the Justices of *James-City* County, ought to be allowed the Sum of £. 4. 6. for the Wharf aforesaid, and the bringing in Place, and repairing the same, the Rents of the said Warehouse, established by Law, not being sufficient to reimburse them the Charge thereof.

On Consideration of an Account of *Benjamin Eggleston*, one of the Inspectors of Tobacco at the *College Landing*, in the said County of *James-City*, of five Hogheads of Tobacco, damaged in the said Warehouse by the high Tide, the Property of *Joseph Scrivener*, and *Walter King*, Merchants, and also for picking and reprizing the same.

Resolved, That the said *Joseph Scrivener*, and *Walter King*, ought to be allowed for the Tobacco they had damaged in the said Warehouse appearing by the said Account, the respective Sums following, that is to say, The said *Joseph Scrivener*, the Sum of seven Pounds four Shillings, it being for 864^l. Tobacco, belonging to the said *Joseph*, and damaged in the said Warehouse, as aforesaid; and the said *Walter King*, the Sum of £. 3. 8. 4. it being for 410^l. Tobacco, belonging to the said *Walter*, and damaged in the said Warehouse as aforesaid, the said Tobacco being valued at the Rate of 2^d. per Pound; and that the Inspectors of the said Warehouse ought to be allowed the Sum of £. 2. 10. for their Labour, Trouble, and Expence, in picking and reprizing the said five Hogheads of Tobacco.

On Consideration of an Account of *Charles Turnbull*, of the County of *Prince George*, Merchant, of 19 Hogheads of Tobacco, wet and damaged in *Hampton Warehouse*, in the County

County of *Elizabeth-City*, by the high Tide, and an Account of his Expence in picking and reprizing the fame.

Resolved, That the said *Charles Turnbull*, be allowed for 3728*l.* Tobacco, which he had wet and damaged in the said Warehouse, at the Rate of 2*d.* per Pound, amounting to the Sum of £. 31. 1. 4. and the Sum of £. 4. 15. which he paid the Inspectors at the said Warehouse, for their Trouble, Labour, and Expence, in picking and reprizing the said Tobacco.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, pursuant to the first Resolution, and that they bring in a Bill pursuant to the other Resolutions.

The House also proceeded to the Consideration of the Report of the Committee of Claims, made Yesterday, and the same was read, and agreed to by the House, with an Amendment, as follows.

On Consideration of the Petition of *John Eppes*, and *James Thweat*, Inspectors at *Bolling's Point Warehouse*.

Resolved, That the said *John Eppes*, and *James Thweat*, be allowed the Sum of £. 5 a Year each, for three Years last past, as a further Allowance for their Trouble, Labour, and Expence at the said Warehouse, during that Time.

On Consideration of the Petition of *Thomas Waller*, and *Philip Pendleton*, Inspectors at the Warehouses established at *Walkerton's* and *Waller's*.

⁴⁴ *Resolved*, That the Allegations of the said Petition are true, and that the said *Thomas Waller*, and *Philip Pendleton*, ought to be allowed the Sum of five Pounds a Year, each, for three Years last past, as a further Allowance for their Trouble, Labour, and Expence, at the said Warehouses during that Time.

On Consideration of the Petition of *Philip Rootes*, *Bartholomew Yates*, and *Robert Yates*, Executors, &c. of the Reverend *John Reade*, deceased.

Resolved, That it appears that a Negroe Man Slave, belonging to the Estate of the said *John Reade*, being run away, one *Billops* endeavoured to apprehend him, That the said Slave defended himself, and to prevent being taken, stabbed the said *Billops* with a Knife, for which he was committed to the Goal of *Glocester County*, where he lay in Irons several Days, but never was tried for the said Fact, the said *Billops* recovering; that by Reason of such Commitment and the Severity of the Weather, the said Slave was Frost-bitten, and lost his Feet, that the said Executors were obliged to expend £. 7. 3. 9. for the Cure of the said Slave, and that the said Slave, by Means of his being Frost-bitten as aforesaid, is rendered of much less Value than before.

Resolved, That the said *Philip Rootes*, *Bartholomew Yates*, and *Robert Yates*, Executors, &c. of the said *John Reade*, be allowed the Sum of £. 30. for the said Slave's being Frost-bitten as aforesaid, and for their Expences in curing him.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances in the Book of Claims, pursuant to the said Resolutions.

The Order of the Day being read, for the House to resolve itself into a Committee, upon the Bill for continuing the Act, intituled, *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Monday next.

And then the House adjourn'd, till Monday Morning Eleven o'clock.

Monday, March 16th.

A PETITION of *John Lane*, Keeper of the public Goal, was presented to the House and read, praying that the additional Salary of £. 15. per Annum, allowed the late Keeper of the said Goal, in Consideration of the Lowness of his Fees, may be continued to the Petitioner, from the 23^d Day of *March 1749*, the Time of his being appointed.

Ordered,

Ordered, That the said Petition, be referred to the Committee of Claims, that they examine into the Matter thereof, and report the same, with their Opinion thereupon to the House.

A Claim of *John Ralls*, Assignee of *John Minor*, for taking up a Runaway therein mentioned.

And also a Claim of the said *Ralls*, Assignee of *Robert Ashby, jun.* for the same Service, were presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said 45 Claims, respectively, in the Book of Claims.

Mr Carter from the Committee of Propositions and Grievances, presented to the House, according to Order, a Bill, *To amend an Act intituled, An Act for the more effectual clearing of James and Appamattox Rivers.*

Also a Bill, *For building a Bridge over Appamattox River, by Subscription.*

And the same were received, and read the first Time, and ordered to be read a second Time.

An ingrossed Bill, intituled, *An Act for continuing the Act, intituled, An Act for reviving and amending the Acts for allowing Fairs to be kept in the Towns of Fredericksburg, and Richmond*, was read the third Time, and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That *Mr Pendleton*, do carry it to the Council for their Concurrence.

A Bill, *For establishing the Town of Winchester, and appointing Fairs therein*, was read a second Time.

Ordered, That the Bill be ingrossed.

A Petition of the Vestrymen of *Washington Parish*, in the County of *Westmoreland*, setting forth, That the present Glebe of the said Parish is too small for that Purpose, and praying that they may be enabled to sell the same, and to purchase another more convenient:

Ordered, That Leave be given, to bring in a Bill, pursuant to the Prayer of the said Petition, and it is referred to *Mr Vaulx*, and *Mr Bushrode*, to prepare and bring in the same.

A Bill, *For lessening the Number of Dogs, kept by Overseers, Servants, and Slaves, in the Counties of Richmond, King-George, Westmoreland, Lancaster, and Northumberland*, was read a second Time.

Ordered, That the Bill be Ingrossed.

The House, according to Order, resolved itself into a Committee upon the Bill, *For continuing the Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, and after some Time spent therein, *Mr Speaker* resumed the Chair, and *Mr Carter* reported, from the Committee, that they had gone through the same and made several Amendments thereto, which he read in his Place, and then delivered in at the Table.

Ordered, That the Consideration of the said Amendments, be put off till To-morrow. And then the House adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, March 17th.

A CLAIM of *Robert Dudley*, for taking up a Runaway therein mentioned,
Also a Claim of Messieurs *Norton and Hill*, Assignees of *James Moran*, for the same Service,

Also a Claim of *Henry Robertson*, for the same Service,

And also a Claim of *Jacob Sikes*, for the same Service, were severally presented to 46 the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, respectively, in the Book of Claims.

A Petition of *George Purcelley*, setting forth, That his Negroe Man *Guy*, being by a Court of *Oyer and Terminer*, held for his Trial, sentenced to be hanged, and valued at £. 45 Current Money, afterwards, before the Day appointed for his Execution, made his Escape out of Goal, and has not since been taken, and praying the Relief of this House therein.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

Mr *Carter*, from the Committee of Propositions and Grievances, presented to the House, according to Order, a Bill, *For enlarging the Fees for granting Licences to Pedlars*;

Also a Bill, *For further securing the Freedom of Elections of Burgeffes, and preventing Corruptions therein*;

And also a Bill, *For dividing the County of Surry*; and the same were read the first Time, and ordered to be read a second Time.

A Message from the Council, by Mr *Walthoe*,

That the Council have had before them several Petitions from the County of *Lancaster*, for a legal Union of the Parishes of *Christ's-Church*, and *White-Chapel*, in the said County, which they recommend to the Consideration of this House.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they examine into the Matters thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Lomax*, from the Committee of Trade, to whom the Bill, *For continuing Part of the Act intituled, An Act for continuing the Act intituled, An Act for reducing the Laws made for laying a Duty upon Liquors, into one Act of Assembly*, was committed, reported, That they had made several Amendments thereto, which he read in his Place, and afterwards delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

A Petition of Mr *Robert Blaws*, praying to be allowed for 2234*l*. of Tobacco, which was lost in the public Warehouse at *Norfolk*, in the late high Tide, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Claims, That they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Robert Burwell*, presented to the House, according to Order, a Bill, *For building a Bridge over Pagan Creek, and for appointing several new Ferries*;

Also a Bill, *To dock the Intail of certain Lands, whereof Arthur Smith is seised, and to settle a Water-Mill, and other Lands of greater Value to the same Uses*; and the same was read the first Time.

Ordered, That the said Bills be read a second Time.

A Bill, *To amend an Act, intituled, An Act for the more effectual clearing of James and Appomattox Rivers*, was read a second Time, and committed to Mr *Randolph*, Mr *Chiffwell*, Mr *Fry*, Mr *Carrington*, Mr *Tabb*, and Mr *Eppes*.

⁴⁷ A Petition of *James Picket*, was offered to the House, setting forth, That the Petitioner, in the Year 1741, obtained a Judgment in the County Court of *Orange*, against one *Dennis Bryne*, for 430*l*. of Tobacco, and 15*s*. for which the said *Bryne* was taken in Execution, and committed to the Goal of the said County, out of which, through the Insufficiency thereof, for safe keeping Prisoners, he made his Escape; That being advised, he brought Suit against the Sheriff of the said County, for the said Tobacco and Money, and obtained Judgment in his Favour, but upon an Appeal to the General Court, the same was reversed in the Year 1746, and the Petitioner obliged to pay all Costs, amounting to £. 6. 10. Current Money, and 666*l*. Tobacco, and praying such Relief, as this House shall think fit.

And the Question being put, that the said Petition be received,

Resolved in the Negative.

A Petition of *Benjamin Harrison*, of the County of *Charles-City*, Gent. and *John New*, of the County of *Henrico*, setting forth, That *John Bland*, late of *London*, being seised in Fee-Simple, of 8000 Acres of Land, in *Westover Parish*, in the County of *Charles-City*, known by the Name of *Kymages*, alias *Schymages*, did by his last Will, give and devise all and singular his Lands, Tenements, and Hereditaments, whatsoever, and wherefoever, unto his wife *Sarah*, and his Friend *Thomas Povey*, and their Heirs for ever, and appointed them his Executors; That the said *Sarah* and *Thomas*, sold 2000 Acres, Part thereof, to *Edward Bland* of the said County, to hold to the said *Edward*, and such Woman as he should marry, during their natural Lives, and the Life of the longest Liver of them, and after their Decease to the Heirs of the Body of the said *Edward Bland*, and their Heirs for ever: That the said *Edward* died, leaving a Widow named *Margaret*, and a Son and Daughter named *John* and *Sarah*; That the said *Margaret* intermarried with one *Tanner*, whom she likewise survived: That *John* the Son died intestate, and without Issue, and *Sarah* his Sister, and Heir at Law, entered, and was thereof seised, and intermarried with one *John New*, and survived him, by whom she had Issue the Petitioner, her eldest Son and Heir, after which she intermarried with *Alexander Horton*; That the said *Alexander* and *Sarah*, did, by their Indenture, for valuable Considerations, grant and transfer unto *Benjamin Harrison*, Esq; Father to the Petitioner *Benjamin*, two third Parts of the said 2000 Acres in Possession, and the Reversion of the other Third thereof, expectant on the Death of the aforesaid *Margaret*, in Fee-Simple: That the said *Margaret* afterwards conveyed her Estate therein, to the Petitioner *Benjamin*'s said Father, who thereupon was seised and possessed of the Whole, which, together with the Appurtenances thereof, he gave, by his last Will, to the Petitioner *Benjamin* in Fee: That there have been many Law Suits and Controversies subsisting between the Petitioner *Benjamin*'s Father, and the Petitioner *John*, concerning the Title of the said 2000 Acres, which are yet likely to continue between the Petitioners: But to accomodate the same, the Petitioner *Benjamin* is willing to give, and the Petitioner *John* to accept, the Fee Simple Estate of 700 Acres of Land, and the Appurtenances, lying in *Henrico* County, and Ten Negroe Slaves, in Lieu and Satisfaction of all such Right as the Petitioner *John*, or those claiming under him, shall or may have in the aforesaid 2000 Acres of Land; and praying that an Act may pass, for quieting the Petitioner *Benjamin*, in the Possession of the said 2000 Acres, with its Appurtenances, and for settling the Fee-Simple Estate of the said 700 Acres and Appurtenances, and the absolute Property of the said Ten Negroes, in the Petitioner *John*. 48

Ordered, That Leave be given to bring in a Bill pursuant to the Prayer of the said Petition, and it is referred to Mr *Robert Jones*, to prepare and bring in the same.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For establishing the Town of Smithfield*; and it is referred to the Members for *Isle of Wight* County, to prepare and bring in the same.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *To revive the Act, intituled, An Act for laying a Duty upon Slaves, to be paid by the Buyers*;

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

The other Order of the Day being read, for the House to take into their Consideration, the Amendments made by the Committee of the whole House, to the Bill, *For continuing an Act intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*;

Resolved, That this House will proceed to take into their Consideration the said Amendments To-morrow.

And then the House adjourned, till To-morrow Morning Eleven o'clock.

Wednesday,

Wednesday, March 18th.

A MEMBER having taken the Oaths appointed to be taken instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

Mr Conway from the Committee of Privileges and Elections, reported, That they had had under their Consideration the Petition of Mr Lewis Burwell, to them referred, complaining of an undue Election and Return of Mr Edward Champion Travis, to serve as a Burgess in this present General Assembly for James-City, and had fully heard as well the Petitioner, as the fitting Member, by their Counsel, and had come several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, as follow.

Resolved, That all the Freeholders in the Peninsula called James-City, are entitled to the Liberty of voting at Elections of a Burgess for that Place.

Resolved, That a greater Number of Freeholders, duly qualified, voted at the Election of a Burgess to serve in this present General Assembly, for the fitting Member, than for the Petitioner.

Resolved, That the said Mr Travis, is duly elected to serve as a Burgess in this present General Assembly, for James-City.

A Message from the Council, by Mr Walthoe.

That they have agreed to the Bill, intituled, *An Act for continuing the Act, intituled,*
 49 *An Act for reviving and amending the Acts, for allowing Fairs to be kept in the Towns of Frederickburg, and Richmond, without any Amendment.*

Upon a Motion made,

Ordered, That Mr West have Liberty to withdraw his Petition, complaining of an undue Election and Return for the County of King William, and that the Committee of Privileges and Elections, be discharged from proceeding any farther therein.

Resolved, That the said Petition is frivolous and vexatious.

Ordered, That the said Mr West do pay unto the fitting Members, their Costs, occasioned by his said Petition.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For establishing the Town of Witton-ton, in the County of Chesterfield*, and it is referred to Mr Claiborne, Mr Eppes, and Mr Bolling, to prepare and bring in the same.

Mr Waller, according to Order, presented to the House, a Bill, *To impower Lewis Burwell, Gent. and Frances his Wife, Elizabeth Thacker, and Sarah Thacker, to sell certain Lands therein mentioned, to Henry Washington, Gent.* and the same was read the first Time, and ordered to be read a second Time.

Mr Whiting, from the Committee for Courts of Justices, presented to the House, according to Order, a Bill, *For appointing a Treasurer, and other Purposes therein mentioned*, and the same was read the first Time, and ordered to be read a second Time.

A Petition of fundry Inhabitants of the Town of Petersburg, was presented to the House and read, praying to be heard by their Counsel at the Bar of the House, against the Petition for building a Bridge over Appamattox River, at the Ferry-Landing, at Bolling's Point, and the Question being put thereupon,

It passed in the Negative.

Resolved, That the Petition be rejected.

The House, according to Order, proceeded to take into Consideration the Amendments made by the Committee of the whole House, to the Bill, *For continuing the Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, and the same were twice read, and with some Amendments, agreed to by the House.

Ordered, That the Bill, with the Amendments be ingrossed.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions to them referred, and had come to several Resolutions thereupon, which he read in his Place, and afterwards delivered in at the Table, where they were again read, and are as follow.

Resolved, That it is the Opinion of this Committee, That the Propositions from the Counties of *King-George*, and *Caroline*, for allowing to the Inhabitants of the Town of *Port-Royal*, in *Caroline*, the Liberty of keeping a free Ferry from the said Town, to the Land of Colonel *Thomas Turner*, in *King-George*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Caroline*, for restraining Hogs from going at large in the Town of *Port-Royal*, in that County, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Caroline*, for restraining Sheep from going at large in the Town of *Port-Royal*, in that County, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *King-George*, for appointing a public Ferry, to be kept from the Land of *Anderson Doniphan* in that County, on *Rappahannock* River, to the Land lately belonging to *Lawrence Battaile*, deceased, in *Caroline* County, be rejected. ⁵⁰

The first Resolution being read a second Time, and the Question put, that the House agree thereto,

It passed in the Negative.

Resolved, That the Proposition from the County of *King-George* and *Caroline*, for allowing to the Inhabitants of the Town of *Port-Royal* in *Caroline*, the Liberty of keeping a free Ferry from the said Town, to the Land of Colonel *Thomas Turner* in *King-George*, is reasonable.

Then the other Resolution being read, and the Question severally put, that the House agree thereto,

Resolved in the Affirmative.

Ordered, That the Committee of Propositions, do prepare and bring in a Bill, or Bills, pursuant to the said Resolutions, as agreed to by the House.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill *To revive and amend the Act for laying a Duty upon Slaves, to be paid by the Buyers*;

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

And then the House adjourn'd, till To-morrow Morning Eleven o'Clock.

Thursday, March 19th.

A PETITION of fundry Inhabitants of *Henrico* County, praying, That the Warehouses at *Turkey Island*, may be discontinued, and others established instead thereof on the Land of *John Pleasants*, junior, on *Four-Mile* Creek, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

An ingrossed Bill, intituled, *An Act for lessening the Number of Dogs, kept by Overseers, Servants, and Slaves, in the Counties of Richmond, King-George, Westmoreland, Lancaster, and Northumberland*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Landon Carter*, do carry it to the Council for their Concurrence.

Mr *Fry* presented to the House, according to Order, a Bill, *For establishing a Town at Wexham, above the Falls of James River*, and the same was read the first Time, and ordered to be read a second Time.

51 A Claim of *Thomas Davies*, for taking up a Runaway therein mentioned,
 Also a Claim of *William Hog*, for the same Service,
 And also a Claim of *William Kennon* for the same Service, were presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, respectively, in the Book of Claims.

A Petition of *Benjamin Branch*, of the County of *Southampton*, was offered to the House, setting forth, That a Runaway Negroe belonging to the Petitioner, having long continued to be guilty of many Robberies and Misdemeanors, without suffering himself to be taken, the Petitioner, in *August* last, outlawed him; but before the Proclamation could be duly published, the said Negroe, from a Sense of his Crimes, as the Petitioner conceives, and fearing to be brought to Justice, shot himself, that on the Application of the Petitioner to the said County Court, the said Court valued him at £. 50 and praying the same may be allowed to him.

And the Question being put, that the Petition be received,

Resolved in the Negative.

Mr *Conway* from the Committee of Privileges and Elections, reported, That they had had under their Consideration the Petition of Mr *John Wall* to them referred, complaining of an undue Election and Return of Mr *John Willis*, to serve as a Burgess in this present General Assembly for the County of *Brunswick*, and had heard as well the Petitioner, as the fitting Member, by their Counsel, and had come to several Resolutions thereupon, which he read in his place, and then delivered in at the Table, where they were again read, and agreed to by the House, as follow.

Resolved, That a greater Number of Freeholders, duly qualified, voted for the fitting Member, than for the Petitioner.

Resolved, That the said Mr *Willis*, is duly elected to serve as a Burgess in this present General Assembly, for the County of *Brunswick*.

Upon a Motion made,

The Question being put, That the Petition of the said *John Wall*, is frivolous and vexatious,

Resolved in the Negative.

A Bill, *To impower Lewis Burwell, Gent. and Frances his Wife, Elizabeth Thacker, and Sarah Thacker, to sell certain Lands therein mentioned, to Henry Washington, Gent.* was read a second Time.

Ordered, That the said Bill be committed to Mr *Benjamin Waller*, and the Members for the County of *Middlesex*, that they examine into the Matters thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Fry*, from the Committee of Claims, reported, That they had had under their Consideration, several Matters to them referred, and had come to several Resolutions thereupon, which he read in his Place, and afterwards delivered in at the Table, where they were again read, and agreed to by the House, with some Amendments, as follow.

On Consideration of the Petition of *Ralph Wormeley*,

Resolved, That the Allegations of the said Petition are true, and that he ought to be allowed the Sum of Forty Pounds for the Slave therein mentioned.

On Consideration of the Petition of *Elizabeth Wyatt*, Executrix, &c. of *William Wyatt*, late Keeper of the public Goal, deceased,

Resolved, That she ought to be allowed the Sum of Twenty Pounds, to the 22^d Day of *March* 1749, as an additional Salary, at £. 15 *per Annum*, besides the Fees due by Law.

52 On Consideration of the Petition of *John Lane*, Keeper of the public Goal,

Resolved, That he ought to be allowed an additional Salary of £. 15 *per Annum*, besides his Fees due by Law, from *March* 23^d, 1749, to the 23^d of *March* Instant.

On Consideration of the Petition of *Francis Willis*, Gent. Guardian to *Lewis Willis*, an Infant,

Resolved,

Resolved, That the Allegations of the said Petition are true, and that the said *Francis Willis*, Guardian to the said *Lewis Willis*, ought to be allowed the Sum of £. 50 for the Slave therein mentioned.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances, in the Book of Claims, pursuant to the above Resolutions.

A Bill, *To dock the Intail of certain Lands, whereof Arthur Smith is seised, and to settle a Water-Mill, with other Lands of greater Value to the same Uses*; was read a second Time.

Ordered, That the Bill be committed to the Members of *Isle of Wight, Nanfemond*, and *Southampton*, That they examine into the Allegations thereof, and report the same with their Opinion thereupon, to the House.

A Bill, *For dividing the County of Surry*; was read a second Time, and committed to Mr *Bland*, Mr *Charles Carter*, Mr *Benjamin Waller*, and the Members of *Surry County*.

Mr *Whiting*, according to order, presented to the House, a Bill, *For reviving and amending an Act, intituled, An Act for destroying Crows and Squirrels*.

Ordered, That the Bill do lie on the Table.

An ingrossed Bill, intituled, *An Act for continuing a Clause of an Act of Assembly therein mentioned*, was read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Lomax* do carry the Bill to the Council for their Concurrence.

The House, according to Order, resolved itself into a Committee upon the Bill, *To revive the Act, intituled, An Act for laying a Duty upon Slaves, to be paid by the Buyers*; and after some Time spent therein, Mr *Speaker* resumed the Chair, and Mr *Carter* reported, from the Committee, that they had had the Bill under Consideration, and made several Amendments thereto, but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, on *Saturday* next.

The other Order of the Day being read, for the House to resolve itself into a Committee, to take into their further Consideration, the Governor's Speech.

Resolved, That this House will resolve itself into a Committee upon the Governor's Speech, on *Tuesday* next.

An ingrossed Bill, intituled, *An Act for establishing the Town of Winchester, and appointing Fairs therein*, was read a third Time.

Resolved, that the Bill do pass.

Ordered, That Mr *Fairfax* do carry it to the Council for their Concurrence.

Mr *Carter*, from the Committee to whom the Petition of *Richard Bryan*, offering to communicate to the Public, his Medicine for curing the Dry-Gripes, for a Reward, was committed, reported, That they had examined into the Matter thereof, whereupon it appeared, that one Mr *Tutt*, of the County of *Spotsylvania*, being afflicted with that Disorder, and having followed the Prescriptions of two Physicians in vain, applied to the Petitioner and was immediately relieved, and in less than Eight and Forty Hours, perfectly cured by him; and that three other Persons who had the Dry-Gripes, and were thought to be incurable, had applied to the Petitioner, and found no less Benefit from him, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again read, and agreed to by the House, as follows.

Resolved, That the Petitioner ought to be rewarded if he will communicate to the Public, his Medicine for curing the Dry-Gripes.

Upon a Motion made.

Resolved, That the Sum of £. 250 be paid to *Richard Bryan*, as a reward for making known his Medicine for curing the Dry-Gripes, upon his producing a satisfactory Certificate, to the next Session of Assembly, from under the Hands of Mr *Charles Carter*, Mr *Fry*, Mr *Landon Carter*, Mr *Conway*, Mr *Walker*, Mr *Riddick*, Mr *Bland*, Mr *Eyre*, Mr
Reade,

Reade, and *M^r Carter Burwell*, or the major Part of them, who are by this House appointed to make an experiment of the Efficacy of the Medicine, that shall be by the said *Richard Bryan* to them communicated, of their Approbation thereof.

Ordered, That *M^r Charles Carter*, do carry the said Refolve to the Council for their Concurrence,

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Friday, March 20th.

54 **A** PETITION of the Minister, Churchwardens, and Vestrymen of the upper Parish of *Nanfemond*, was presented to the House and read, setting forth, That *William Cadowgan*, late of the said Parish, by his last Will and Testament, dated the first Day of *January* 1675, among other Things, did give and devise unto *Thomas Milner*, Gent. his Heirs and Assigns for ever, as Feoffee in Trust for the upper Parish of *Nanfemond*, the Plantation whereon he then dwelt, for a Glebe for the Maintenance of a Minister to preach the Gospel there; That the said Testator did also devise his Seat of Land at *Somerton*, with its Appurtenances, and Stock of six Cows, to such of his Relation and Name of *Cadowgan*, as should appear in *Virginia*, and claim the same, and to his Heirs and Assigns for ever, and ordered that the Rents and Profits of the said Land and Stock, should be received and disposed by the Churchwardens and Vestry of the said Parish, towards the Maintenance of the Poor, and other charitable Uses, within the said Parish, until such Person should appear and claim the same; That the Testator did also devise unto the said *Thomas Milner*, his Heirs and Assigns for ever, in Trust as aforesaid, 700 Acres of Land, the Rents and Profits to be disposed of by the Churchwardens and Vestry of the said Parish, for the Time being, and his said Feoffee, for the Poor of the said Parish, and other charitable Uses, as the Majority of the Vestry and the said Feoffee should think proper.

The Petition further sets forth, That the said Lands given for a Glebe, are so barren, that no Minister, for many Years, hath lived thereon; That the other Lands given for the Benefit of the Poor, are likewise so poor, that the Profits arising thereby, is not sufficient to pay the Quitrents thereof; And that no Person of the Name of *Cadowgan*, hath ever appeared to claim the same;

And praying that an Act of Assembly may pass, empowering the Churchwardens of the said Parish, to sell the said Lands, and to apply the Money arising from the Sale of the Glebe Land, in Purchase of another Glebe, and the Money arising from the Sale of the other Lands, for building a House for the Reception of the Poor of the said Parish, and such other charitable Uses, as the said Vestry shall think fit.

Ordered, That *M^r Riddick* do prepare and bring in a Bill pursuant to the Prayer of the said Petition.

A Petition of fundry Inhabitants on the *South* Side of the *South* Branch of *James* River, in the County of *Albemarle*, praying that the said County may be divided, and that the *South* Side, with the upper End of *Cumberland*, may be one distinct County and Parish.

And also a Petition of fundry of the upper Inhabitants of *Cumberland*, praying that they may be added to *Albemarle*, were severally offered to the House, and the Question being put, that they be received,

Resolved in the Negative.

M^r Riddick reported, That the Persons to whom the Bill, *To dock the Intail of certain Lands whereof Arthur Smith is seised, and to settle a Water-Mill, with other Lands of greater Value to the same Uses*, was committed, had examined into the Allegations thereof, and found them to be true, and he delivered the Bill in at the Table.

Ordered, That the Bill be Ingrossed.

Upon a Motion made,

Ordered,

Ordered, That Leave be given, to bring in a Bill, *To lay an additional Duty on all Liquors imported from the Northern Colonies*; and it is referred to M^r Riddick, and M^r Tucker, to prepare and bring in the same.

A Bill, *For erecting a Light-House at Cape Henry*, was read a second Time,

Ordered, That the Bill be ingrossed.

A Message from the Council, by M^r Walthoe,

That they have agreed to the Bill, intituled, *An Act for continuing a Clause of an Act of Assembly, therein mentioned*;

And also to the Bill, intituled, *An Act for establishing the Town of Winchester, and appointing Fairs therein*, without any Amendment.

A Bill, *For building a bridge over Appamattox River, by Subscription*, was read a second Time, and committed to M^r Bland, M^r Dewey, M^r Bolling, and M^r Eppes,

A Bill, *For further securing the Freedom of Elections of Burgeffes, and preventing Corruptions therein*; was read a second Time.

And the Question being put, That the Bill be Ingrossed, and read a third Time.

It passed in the Negative

Resolved, That the Bill be rejected.

A Petition of John Tayloe, Esq; Executor of the last Will and Testament of the Honourable John Tayloe, Esq; was presented to the House and read, setting forth, That an Act, intituled, *An Act for the Relief of certain Creditors*, having passed the General Assembly of this Dominion in the Year 1744, it was thought necessary to obtain the Royal Assent thereto, in order to secure the Continuance of those Benefits which have been found to result from it, to the Inhabitants in this Country, a Method being thereby pointed out to them, for the Recovery of Debts due to them from Merchants residing in Great-Britain, who have Effects here; That the Dislike of the Merchants there, to the said Act, being foreseen, and great Opposition expected from them to its passing, left they should be alarmed by a public Solicitation; the Petitioner's Testator privately applied for, and at his sole Expence obtained the Royal Assent to the said Act, and disbursed for that Purpose, £. 100 Sterling, and praying that he may be repaid the same out of the public Treasury.

Ordered, That the said Petition do lie on the Table.

Upon a Motion made,

Ordered, That M^r John Wall, do pay to John Willis, Gent. his Costs occasioned by the Petition of the said Wall, complaining of an undue Election and Return of the said John Willis, to serve as a Burgeffs in this present General Assembly, for the County of Brunswick.

A Petition of John Turner, Sam, Robin Scholar, and others, Chief Men of the Notoway Indians, was presented to the House and read, setting forth, That by an Act of Assembly made in the Year 1748, the Chiefs of the said Nation were impowered to sell Part of their Lands, situate in Isle of Wight County, to raise Money to pay the Debts of the said Nation, which Act was carried into Execution, but the Money raised was insufficient to discharge all their Debts; That their Numbers of late are very much lessened by Sicknefs and other Casualties, so that the Lands they are yet possessed of, are abundantly more than they have Occasion for; and praying that an Act may pass to enable them to sell 4000 Acres more of their said Lands; and the Question being put thereupon,

It passed in the Negative.

Resolved, That the Petition be rejected.

A Bill, *For continuing the Act, intituled, An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta*, was read a second Time, and committed to the Members for the said Counties and the County of Cumberland.

M^r Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow.

Resolved,

66

Resolved, That it is the Opinion of this Committee, That the Propositions from the County of *Lancaster*, for uniting the Parishes of *White-Chapel* and *Christ-Church* in that County, are reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Albemarle*, for appointing a public Ferry over *Fluvanna* River, from the Land of *George Stoval*, the younger, on the *North-Side*, to the Land of *George Stoval*, on the *South Side* of that River, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Propositions from the County of *Cumberland*, for appointing the Court of that County to be held Quarterly, instead of Monthly, are reasonable.

Resolved, That it is the Opinion of this Committee that the Proposition from the County of *Cumberland*, in Opposition to the Propositions for appointing the Court of that County, to be held Quarterly, instead of Monthly, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Brunswick*, for making perpetual, so much of the Act of Assembly, made in the 22^d year of the Reign of his present Majesty, intituled, *An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta*, as appointed the Court of the said County of *Brunswick*, to be held Quarterly, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propositions from the County of *Brunswick*, for further continuing so much of the Act of Assembly, made in the 22^d Year of the Reign of his present Majesty, intituled, *An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta*, as appointed the Court of the said County of *Brunswick*, to be held Quarterly, are reasonable.

Resolved, That it is the Opinion of this Committee, That the Propositions from the County of *Brunswick*, for appointing the Court of that County, to be held on the first *Tuesdays* in *January, April, July, and October*, instead of the last *Tuesdays* of *March, June, September, and December*, are reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Surry*, for appointing the Court of that County to be held Quarterly, *to wit*, on the third *Tuesdays*, in *February, May, August, and November*, under the Rules and Restrictions in the Act of Assembly, intituled, *An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Albemarle*, for allowing the Inhabitants of that County, to clear *Rock-Fish* River, and obliging *Allen Howard*, Gent. to erect gates in his Mill-Dam, built in the said River, for the Passage of Vessels, be rejected.

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Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Albemarle*, for establishing a Mill built by *Allen Howard*, Gent. on *Rock-Fish* River, in that County, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Albemarle*, that the Court of that County may not have Power to contract with any Person or Persons for clearing the Rivers in that County, which are not navigable, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *Anne Fleet*, Widow, for appointing a public Ferry, to be kept from her Land in the County of *King and Queen*, over *Mattapony* River, to the Land of *Thomas Fox*, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Petition of *John Posey*, for appointing a public Ferry, to be kept from his Landing on *Patowmack* River, in the County of *Fairfax*, to the Land of Mr *Thomas Marshall*, in *Maryland*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *Townsend Dade*, for appointing a public Ferry, to be kept by him, from his Land on *Patowmack* River, in the County of *Stafford*, to upper *Cedar Point*, in *Maryland*, be rejected.

Resolved,

Resolved, That it is the Opinion of this Committee, That the Petition of *William Walthal*, for repealing so much of the Act of Assembly, made in the 22^d Year of the Reign of his present Majesty, intituled, *An Act for the Settlement and Regulation of Ferries, and for Dispatch of public Expresses*, as relates to the establishing and keeping a Ferry from the Land then of *William Pride*, now the Petitioner's, called *Store Landing*, then in the County of *Henrico*, now *Chesterfield*, to *Anthony's Landing*, in the County of *Prince-George*, be rejected.

On Consideration of the Petition of *John Harrison* and *Reuben Harrison*, setting forth, That the Petitioners in the Year 1750, in Defense of themselves and their families, killed two Persons who had been aiding and assisting *Utie Perkins*, in perpetrating many Felonies, and praying such a Reward to be allowed them for that Service, as may encourage others to resist and pursue the said *Utie Perkins*, and his Accomplices;

Resolved, That it is the Opinion of this Committee, That the said Petition is reasonable.

Resolved, That it is the Opinion of this Committee, That £. 20 to each of the Petitioners, is a reasonable Reward for their said Services.

The Fourteen first, and two last Resolutions being read a second Time, and the Question severally put, that the House agree thereto;

Resolved in the affirmative.

The fifteenth Resolution being read a second Time, and the Question put, that the House do agree thereto;

It passed in the Negative.

Resolved, That the Petition of *William Walthal*, for repealing so much of the Act of Assembly, made in the 22^d Year of the Reign of his present Majesty, *For the Settlement and Regulation of Ferries, and for Dispatch of public Expresses*, as relates to the establishing and keeping a Ferry from the Land then of *William Pride*, now of the Petitioner, called *Store Landing*, then in the County of *Henrico*, now *Chesterfield*, to *Anthony's Landing* in the County of *Prince-George*, is reasonable.

Ordered, That M^r *Conway*, and M^r *Chinn*, do prepare and bring in a Bill pursuant to the first Resolution.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a bill pursuant to the second, twelfth, and fifteenth Resolutions; and that it be an Instruction to the said Committee, to receive a Clause or Clauses, for discontinuing the Ferry kept by M^r *Archibald Cary*, over *James River*, near *Warwick*, pursuant to his Petition for that Purpose, likewise for establishing a public Ferry over the River *Stanton*, from the Land of *Robert Wade*, to *Cornelius Kirgill's*. 58

Ordered, That it be an Instruction to the Committee, to whom the Bill *For continuing the Act, intituled, An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta*, is committed, that they receive a Clause or Clauses, pursuant to the third, sixth, and seventh Resolutions.

Ordered, That the Committee of Claims, do make an Allowance in the Book of Claims, pursuant to the last Resolution.

And then the House adjourned, till To-morrow Morning Eleven o'Clock.

Saturday, March 21st.

A PETITION of *William Taliaferro*, Gent. praying that a Ferry may be appointed from his Land in *King and Queen*, across *Mattapony River*, to the Land of *John West*, in *King-William County*, was presented to the House, and read:

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances, that they examine into the Matter thereof and report the same, with their Opinion thereupon, to the House.

Mr Landon Carter, from the Committee to whom the Bill *To oblige the Owners of Convict Servants, transported to this Colony, to pay the Charges of their Prosecution*, was committed, reported the Amendments, which the Committee had made thereto, and afterwards delivered them in at the Table, where they were again twice read, and with an Amendment agreed to by the House.

Ordered, That the Bill with the Amendments be Ingrossed.

A Petition of *Mary Dillan*, was presented to the House and read, setting forth, That her Husband was an enlisted Soldier in the late Expedition against *Carthagera*, and died in that Service, leaving the Petitioner with a Child, in great Need, and praying the Relief of this House.

Ordered, That the said Petition be referred to the Committee of Claims, that they examine into the Matter thereof, and report the same, with their Opinion thereupon to the House.

Mr *Vaulx* reported, that the Persons appointed, had, according to order, prepared a Bill, *To enable the Vestry of the Parish of WASHINGTON, in the County of Westmoreland, to sell a Tract of Land therein mentioned, and to apply the Money arising by such Sale, towards purchasing other Lands for a Glebe*; and the same was read a first Time, and ordered to be read a second Time.

A Bill, *For building a bridge over Pagan-Creek, and for appointing several new Ferries*; was read the second Time.

50 Ordered, That the Bill be Ingrossed.

Ordered, That Mr Landon Carter have Leave to be absent from the Service of this House, 'til Monday Se'nnight.

Mr Charles Carter, from the Committee of Propositions and Grievances, presented to the House, according to order, a Bill, *For allowing a free Ferry to be kept at Port-Royal, and to restrain Hogs from going at large in the said Town*;

Also a Bill, *To amend an Act, intituled, An Act for ascertaining the Damage upon protested Bills of Exchange, and for the better Recovery of Debts, due on Promissory Notes, and for the Assignment of Bonds, Obligations and Notes*;

And also a Bill, *For dividing the Parish of St. Mark, in the County of Culpepper, and for adding Part of that Parish, to the Parish of St. Thomas, and Part of the said Parish of St. Thomas, to the upper Parish, in the said County of Culpepper*; and the same were read the first Time, and ordered to be read a second Time.

Mr Conway reported, That the Persons appointed, had, according to Order, prepared a Bill, *For uniting the Parishes of Christ-Church, and White-Chapel, in the County of Lancaster*; and he delivered the same in at the Table, where it was read the first Time, and ordered to be read a second Time.

Ordered, That Mr Thornton have Leave to be absent from the Service of this House, 'til this Day Se'nnight.

An ingrossed Bill, intituled, *An Act for erecting a Light-House at Cape-Henry*, was read the third Time, and the blanks filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Lomax, do carry it to the Council for their Concurrence.

Mr Smith reported, That the Persons appointed, had, according to Order, prepared a Bill, *To empower the Vestry of South-Farnham, in the County of Essex, to sell the Glebe Land, in the said Parish, and to lay out and apply Money arising by such Sale, towards purchasing a more convenient Glebe, and erecting Houses thereon, and for altering the Day for holding Courts in the said County*, and the same was read the first Time, and ordered to be read a second Time.

A Bill, for reviving and amending the Act, intituled, *An Act for destroying Crows, and Squirrels*, was read the first Time, and ordered to be read a second Time.

Mr Lomax, from the Committee of Trade, presented to the House, according to Order, a Bill, *For regulating the Size and Dimensions of Staves, Headings, and Shingles, intended for Exportation*, and the same was read the first Time, and ordered to be read a second Time.

Mr Conway, from the Committee of Privileges and Elections, reported, that they had had under their further Consideration, the Petition of Mr Francis Eppes, and others, complaining

complaining of an undue Election, and Return of Mr *Stephen Dewey*, to serve as a Burgefs, in this prefent General Affembly, for the County of *Prince-George*, and had fully heard, as well the Petitioner, as the fitting Member by their Council, whereupon it appeared, that in the Evening next before the Day of the laft Election of Burgeffes, for that County, a great number of the Freeholders thereof, fuppofed to be near Eighty, who all, except a very few, lived remote, fome Thirty, and others more, Miles from the Court-Houfe, went to the Dwelling-Houfe of the fitting Member, the Earth being then covered with Snow, and the Weather exceffive cold, where they continued 'til the next Day, and during that Time were kindly and hofpitably entertained by the fitting Member, who gave them fufficient Meat, and Drink, lodged as many of them as he could, and gave them fome Drums of Rum in the Morning; at which Time, as one Witnefs depofed, the fitting Member's Wife, faid, fhe had been fo employed ever fince the Night before, but that the fitting Member, or any Perfon for him, did not invite them to come there, nor then, nor at any other Time, follicit any of them to vote for him; that much the greater Part of them did vote for him, and intended fo to do, before they went there: That by the Teftimony of one of the Witneffes, examined on Behalf of the Petitioners, feveral of the faid Freeholders in the Morning were drunk, but others depofed that they were all fober, except one, who was not fo when he went there; that one of the faid Freeholders, who had formerly voted for the faid Mr *Eppes*, after the Election was made, being afked by his Son, why he had voted againft him, excufed himfelf by faying, he had promifed Mr *Dewey*, but added, he fhould not have voted for Mr *Dewey*, if he had not been at his Houfe the Night before: That on the Day of the Election, the Wife of the fitting Member, employed one *Drury Thweat*, a Neighbour, and Friend of her Hufband, to go with fome of his Negroe Servants, and an Hogfhead of Punch, to take Care of it: That the faid *Drury Thweat*, after the faid Hogfhead was carried to the Court-Houfe, ordered it to be placed about an Hundred Yards from the Door, put a Cock into it, and drew fome of the Punch, to try if it had a fufficient Mixture of Spirit, and afterwards went into the Court-Houfe; that foon after the Freeholders began to be polled, in the Abfence of the faid *Drury Thweat*, feveral Perfons drank of the faid Punch, by the Invitation of one of the fitting Member's Negroe-Servants, who told them, that thofe who had voted, or would vote, for his Mafter, might drink as much as they pleafed; and that by the Teftimony of two Witneffes one Mr *William Hall*, a very young Man, who is a Son of the fitting Member's Wife, and another Perfon, intreated feveral Perfons to drink of the faid Punch; but that the fitting Member did not know of, or order their doing fo; and that the fitting Member, on the Day of Election, before the Freeholders began to poll, when a Perfon afked whether he might not have fome Punch, declared that none ought to be drank before the Poll was concluded; and that the Friends of the fitting Member, when they were informed that fome Perfons were drinking his punch, immediately went to the Hogfhead, and having pulled out the Cock, ftopped it up. And had come to a Refolution, which he read in his Place, and then delivered in at the Table, where it was again twice read, and is as follows.

Resolved, That it is the Opinion of this Committee, That the faid Mr *Dewey* is duly elected, to ferve as a Burgefs, in this prefent General Affembly, for the County of *Prince-George*.

And the Queftion being put, that the Houfe do agree to the faid Refolution; the Houfe divided. Noes go forth.

Yeas 53

Noes 7

It paffed in the Affirmative.

Resolved, That the faid Mr *Dewey*, is duly elected, to ferve as a Burgefs, in this prefent General Affembly, for the County of *Prince-George*.

Ordered, That the Petitioners do pay the fitting Member his Cofts, occafioned by their faid Petition.

The

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For reviving and continuing the Act, for laying a Duty upon Slaves, to be paid by the Buyers;*

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Monday next.

And then the House adjourned, till Monday Morning Eleven o'Clock.

Monday, March 23d.

Ordered, **T**HAT Leave be given, to bring in a Bill, to prevent the giving, or selling, strong Liquor, on any Election-Day, before the Election shall be over, and it is referred to Mr *Conway*, to prepare and bring in the same.

Mr *Claiborne* laid before the House, an Account of the Trustees appointed, by the Act, intituled, *An Act to enable the Nottoway Indians, to sell certain Lands, and for other Purposes, therein mentioned.*

Ordered, That the said Account do lie on the Table, to be perused by the Members of the House.

An ingrossed Bill, intituled, *An Act to dock the Intail of certain Lands, whereof Arthur Smith is seised, and to settle a Water-Mill, with other Lands, of greater Value, to the same Uses*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Riddick* do carry it to the Council, for their Concurrence.

A Petition of *James Dunlop*, praying to be allowed for Fourteen Hogheads of Tobacco, drowned in the Warehouse on *Guildford's-Creek*, in the County of *Accomack*, in the Year 1749;

And also a Petition, of the Inspectors at *Warwick'squeak-Bay*, setting forth, that in December 1750, one of the Warehouses at that Inspection, was blown down by the Gust, and divers Quantities of Transfer and Crop Tobacco damaged, by the Rains, and Snow, that fell at that Time, for which the Petitioners Notes and Receipts are yet out; that the Petitioners were at great Trouble in picking the said Tobacco, and separating the Good from the Bad, and praying the Relief of the House, were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Claims, that they examine into the several Matters thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Bland*, from the Committee to whom the Bill, for building a bridge over *Appamattox-River*, by Subscription, was committed, reported, That the Committee had made several Amendments thereto; which he read in his Place, and afterwards delivered in at the Table, where they were again twice read, and with an Amendment agreed to by the House.

Ordered, That the Bill, with the Amendment, be Ingrossed.

Upon a Motion made,

Ordered, That Leave be given, to bring in a Bill, *To amend the Act, for erecting a Town at Bray's-Church, in the County of King-George*; and it is referred to Mr *Charles Carter*, and Mr *Turner*, to prepare and bring in the same.

Mr *Carter* reported, from the Committee of Propositions and Grievances, That they had had under their Consideration divers Propositions, from several Counties, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Accomack*, for appointing the Court of that County to be held Quarterly, instead of Monthly, be rejected.

Resolved,

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Albemarle*, for making perpetual the Act of Affembly, which appointed the Court of that County to be held Quarterly, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Goochland*, for appointing the Court of that County to be held Quarterly, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Spotsylvania*, for appointing the Court of that County, to be held Quarterly, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propofition from the Counties of *Augusta*, and *Spotsylvania*, for appointing proper Places, in this Colony, for the Trial of Iffues, and enquiring of Damages, in Suits brought in the General Court, be rejected.

Resolved, That it is the Opinion of this Committee, that the Propofition from the County of *Fairfax*, for altering the Days of holding Court of that County to the laft Mondays in *March, June, September, and November*, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Fairfax*, for appointing the Court of that County to be held Monthly, inftead of Quarterly, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Fairfax*, for appointing Courts to be held between the Quarterly Courts for that County, to hear Petitions, take Probats of Wills, grant Certificates for obtaining Letters of Adminiftration, and try Attachments, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Augusta*, for clearing the Road, over the Mountains, at the Place called *Thorn's-Gap*, and defraying the Charges thereof by the Public, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Augusta*, for exempting the Inhabitants of that County, from the Payment of Tithes, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Albemarle*, for appointing a Public Ferry, to be kept over *Fluvanna*-River, near the Mouth of the Double-Creeks, from the Land of *Nicholas Davies*, in that County, to the Foot of *Salopian*-Hill, on the faid *Davies's* Land, be rejected. 63

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Nanfemond*, for appointing a public Ferry, to be kept over *Bennet's*-Creek, in that County, from the Land of *Benjamin Bafcomb*, to the Land of *Mary Buxton*, is reaſonable.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Albemarle*, for impoſing a Tax of Six Pence *per* Hogſhead, on all Tobacco brought in Veffels, down *James, Fluvanna, and Rivanna*-Rivers to the public Warehouſes, for Inſpection, to be applied towards defraying the Charge of clearing the faid Rivers, is reaſonable.

Resolved, That it is the Opinion of this Committee, that the Propofition from the County of *Albemarle*, for appointing Truſtees, to collect and apply the Tax of Six Pence *per* Hogſhead, to be impoſed on Tobacco brought down *James, Fluvanna, and Rivanna* Rivers, for clearing the faid Rivers, and enabling the faid Truſtees to borrow and take up Money at Intereſt, upon the Security of the Fund to be raifed by that Tax, is reaſonable.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Augusta*, for allowing a greater Premium to the Linen Manufacturers than they now have, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Middleſex*, for allowing the Affidavit of a Merchant, made to his Store-Book, in the Court of the County wherein he ſhall reſide, and certified by the Clerk thereof, with a Copy of the Account ſworn to, atteſted by ſuch Clerk, to be given in Evidence,

in any other Court, where an Action for the Money due by such Account shall be depending, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Middlesex*, for extending the Time in which Merchants may prove Book-Debts, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Middlesex*, That no Person, removing out of any County where he shall have contracted Debts, be at Liberty to plead the Act of Limitation, in Bar of any Action to be brought for Recovery of such Debts, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Middlesex*, that Simple-Contract Creditors be entitled to a proportionable Part of their Debts, with other Creditors, if the Debtor shall die without leaving sufficient to satisfy them all, be rejected.

The Thirteen first Resolutions, being read a second Time, and the Question severally put, that the House agree thereto;

Resolved in the Affirmative.

The Fourteenth Resolution being read a second Time, and the Question put, that the House agree thereto;

It passed in the Negative.

Resolved, That the Proposition from the County of *Albemarle*, for appointing Trustees to collect and apply the Tax, of Six Pence *per* Hoghead, to be imposed on Tobacco, brought down *James*, *Fluvanna*, and *Rivanna* Rivers for clearing the said Rivers, and enabling said Trustees to borrow and take up Money at Interest, upon the Security of the Fund to be raised by that Tax, be rejected.

The other Resolutions being read a second Time, and the Question severally put, That the House agree thereto;

Resolved in the Affirmative.

Ordered, That it be an Instruction to the Committee, to whom the Bill, *For continuing the Act, intituled, An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta*, is committed, to receive a Clause pursuant to the sixth Resolution.

Ordered, That it be an Instruction to the Committee, to whom it is referred to prepare and bring in a Bill, *For erecting several new Ferries*, to receive a Clause pursuant to the twelfth Resolution.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, pursuant to the thirteenth Resolution.

Mr *Fry*, laid before the House an Account of public Monies expended by the Trustees appointed for that Purpose, in clearing the *Fluvanna* River.

Ordered, That the said Account do lie on the Table, to be perused by the Members of the House.

A Petition of fundry Inhabitants of the County of *Surry*, and Parts adjoining, was presented to the House, and read, praying that a public Ferry may be appointed from the Town of *Cobham*, in that County, across *James-River*, to *James-Town*; and the Question being put, that the Petition be referred to a Committee;

It passed in the Negative.

Resolved, That the Petition be rejected.

Mr *Robert Jones*, according to Order, presented to the House, a Bill *To confirm and establish an Agreement made between John New, and Benjamin Harrison, Gent. for the Settlement of their respective Rights to certain Lands, and for other Purposes therein mentioned*; and the same was read a first Time, and ordered to be read a second Time.

An ingrossed Bill, intituled, *An Act to oblige the Owners of Convict Servants, transported to this Colony, to pay the Charge of their Prosecution*; was read a second Time, and the Question being put, that the Bill do pass; the House divided; Noes go forth.

Yeas 39

Noes 36

Resolved in the Affirmative.

Ordered,

Ordered, That M^r *Charles Carter*, do carry it to the Council for their Concurrence.

M^r *Robert Jones*, from the Committee to whom the Bill for dividing the County of *Surry*, was committed, reported the Amendments which he had made thereto, and afterwards delivered them in at the Table, where they were again twice read, and with an Amendment agreed to by the House.

Ordered, That the Bill, with the Amendment, be Ingrossed.

An Ingrossed Bill, intituled, *An Act for building a bridge, over Pagan-Creek, and for appointing several new Ferries*; was read a third Time, and the Blanks filled up.

Resolved, That the Bill do pass.

Ordered, That M^r *Robert Burwell*, do carry the Bill to the Council for their Concurrence. 65

An ingrossed Bill, *For building a Bridge over Appamattox River by Subscription*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r *Bland*, do carry the Bill to the Council for their Concurrence.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For reviving and continuing the Act, for laying a Duty upon Slaves, to be paid by the Buyers*;

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, March 24, 1752.

A PETITION of *Charles Ellis*, praying that a Ferry may be appointed from his Land in *Henrico*, to the Land of *Daniel Waldon*, in the County of *Chesterfield*;
 Also a Petition of *William Price*, Keeper of the Public Ferry, from the Land, formerly of *William Coffield*, now the Petitioner's, on *Nansemond-River*, praying that the Prices of Ferriage, at the said Ferry, may be raised, were severally presented to the House and read.

Ordered, That it be an Instruction to the Committee, to whom it is referred, to prepare and bring in a Bill, *For erecting several new Ferries*; that they receive a Clause, or Clauses, pursuant to the said Petitions.

A Claim of *William Beafely*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Ordered, That Leave be given, to bring in a Bill, *To confirm the Title of certain Lands sold by the Nottoway Indians*, and it is referred to M^r *Bland* to prepare and bring in the same.

M^r *Riddick*, according to Order, presented to the House, a Bill *To enable the Vestry of the Upper Parish of Nansemond County, to sell certain Lands, and other Purposes therein mentioned*, and the same was read the first Time, and ordered to be read a second Time.

M^r *Randolph* reported, from the Committee to whom the Bill, *To amend an Act, intituled, An Act for the more effectual clearing of James and Appamattox Rivers*, was committed, that they had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House;

Ordered, That the Bill with the Amendments be Ingrossed.

A Message from the Council, by M^r *Walthoe*.

That they have agreed to the Bill intituled, *An Act to dock the Intail of certain Lands whereof Arthur Smith is seized, and to settle a Water-Mill with other Lands, of greater Value, to the same Uses*;

⁶⁶ Also to the Refolve for giving £. 250 to *Richard Bryan*, as a Reward for difcovering his Medicine for curing the Dry-Gripes, without any Amendment.

And that they have passed a Bill, intituled, *An Act to render the Laws more effectual, for preventing the stealing of Sheep*, to which they desire the Concurrence of this Houfe.

And the faid Bill was read the firft Time, and ordered to be read a fecond Time.

Mr Conway, from the Committee of Privileges and Elections reported, that the Committee had had under their further Confideration, the Petition of *Mr Richard Booker*, to them referred, complaining of an undue Election and Return of *Mr Wood Jones*, to ferve as a Burgefs, in this prefent General Affembly, for the County of *Amelia*, and had fully heard, as well the Petitioner, as the fitting Member, and had come to a Refolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again read, and agreed to by the Houfe as follows.

Resolved, That the faid *Mr Wood Jones* is duly elected to ferve as a Burgefs in this prefent General Affembly, for the County of *Amelia*.

Mr Conway alfo informed the Houfe, That it appeared to the Committee, by the Teftimonies of fome of the Witneffes, that one *Richard Dudley*, was guilty of Mifbehaviour, at the faid Election, by obftructing the taking of the Poll, and thereby violating the Freedom that ought to be preferved at Elections.

Ordered, That the faid *Richard Dudley* be fent for, in Cuftody of the Serjeant at Arms.

Ordered, That the Petitioner pay unto the fitting Member, his Cofts, occafioned by his faid Petition,

A Petition of *Nathaniel Harrifon*, and *Hugh Adie*, was prefented to the Houfe, and read, fetting forth, That the Petitioners in the Year 1749, contracted with the Juftices of *Stafford County*, to build a Brick Court-houfe, for the Confideration of 44500*l.* of Tobacco, to be finifhed by the laft of *October 1750*: That through the many Difappointments, and the Badnefs of the Weather, they were unable to finifh the fame according to Agreement, but had almoft completed it early in the Spring following, when it was feloniously burnt to the Ground; and praying that the Houfe would take their Cafe into Confideration, and give them fuch Relief, as they fhall think reasonable.

Ordered, That the faid Petition be referred to the Committee of Propofitions and Grievances, that they examine into the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Mr Fry, from the Committee of Claims, reported, That the Committee had had under their Confideration, divers Petitions to them referred, and had come to feveral Refolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to by the Houfe, as follow.

On Confideration of the Petition of *William Broadnax*;

Resolved, That the Allegations of the faid Petition are true, and that he ought to be allowed the Sum of Fifty Pounds, for the Slave therein mentioned.

⁶⁷ On Confideration of the Petition of *William Mofely*, and *John Ofborne*, Infpectors of Tobacco, at *Ofborne's Warehouse*, in *Chefterfield County*;

Resolved, That the Allegations of the faid Petition are true, and that they ought to be allowed an additional Sum of £. 10 a Year, each, for two Years laft paft,

On Confideration of the Petition of the Infpectors at *Page's* and *Crutchfield's Warehoufes*, in *Hanover County*;

Resolved, That the Allegations of the faid Petition are true, and that they ought to be allowed an additional Sum of £. 10 a Year, each, for the Time they ferved at the faid Warehoufes refpectively, that is to fay, *Supry Hardin*, *Nathaniel Tally*, and *David Richardson*, for three Years, and *John Dabney*, for one Year and an half, laft paft.

Ordered, That it be an Inftruction to the Committee of Claims, to make the feveral Allowances purfuant to the faid Refolutions.

A Meffage from the Council, by *Mr Wallthoe*.

That

That they have agreed to the Bill, intituled, *An Act for building a Bridge over Appamattox River, by Subscription*;

An also to the Bill, intituled, *An Act for building a bridge, over Pagan-Creek, and for appointing several new Ferries*; without any Amendment.

Mr Conway presented to the House, according to Order, a Bill, *To prevent the giving or selling strong Liquor, on any Election Day, before the Election shall be over*; and the same was read the first Time, and ordered to be read a second Time.

Mr Carter from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, to them referred, and had come to several Resolutions, which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to by the House, as follow.

Resolved, That the Proposition from the County of *James-City*, for adding Part of that County to the County of *New-Kent*, and Part of the said County of *New-Kent*, to the said County of *James-City*, be referred to the Consideration of the next Session of Assembly.

Resolved, That the Proposition from the County of *Lunenburg*, for dividing that County by *Staunton River*, from the Mountains, to the Confluence of the said River, with the River *Dan*, and from thence by *Aaron's-Creek*, to the County Line, is reasonable.

Resolved, That the Propositions from the County of *Lunenburg*, for dividing that County, by a Line to be run from the Mouth of *Falling River*, to the Dividing Line between that County and the County of *Albemarle*, be referred to the Consideration of the next Session of Assembly.

Resolved, That the Proposition from the County of *Amelia*, for dividing that County, be referred to the Consideration of the next Session of Assembly.

Resolved, That the Proposition from the County of *Augusta*, for adding Part of that County, to the County of *Frederick*, be referred to the Consideration of the next Session of Assembly.

Resolved, That the Petition of *William Taliaferro*, Gent. That a public Ferry be kept from the Land of the Petitioner, in the County of *King and Queen*, over *Mattapony River*, to the Land of *John West*, in the County of *King William*, be rejected.

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Ordered, That Mr Byrd, and Mr Reade, do prepare and bring in a Bill pursuant to the second Resolution.

An Ingrossed Bill, intituled, *An Act for dividing the County of Surry, and annexing Part of the Parish of Albemarle to the Parish of Southwark*, was read a third Time, and the Blanks filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Robert Jones do carry it to the Council for their Concurrence.

A Bill *To confirm and establish an Agreement made between John New, and Benjamin Harrison, Gent. for the Settlement of their respective Rights to certain Lands, and for other Purposes therein mentioned*; was read a second Time.

Ordered, That the Bill be committed to Mr Robert Jones, Mr Kennon, and the Members for *Henrico County*; that they examine into the Truth of the Allegations thereof, and report the same, with their Opinion thereupon.

The House according to Order, resolved itself into a Committee upon the Bill, *For reviving and continuing the Act, for laying a Duty upon Slaves, to be paid by the Buyers*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, from the Committee, that they had made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

The House according to Order resolved itself into a Committee to take into their further Consideration, the Governor's Speech, and after some Time spent therein, Mr Speaker

Speaker resumed the Chair, and Mr *Charles Carter*, from the Committee, reported, That they had had the Governor's Speech, under their further Consideration, and gone through the same, and come to several Resolutions thereupon, which they had directed him to report to the House, and he read the same in his Place, and then delivered them in at the Table, where they were again read, and agreed to by the House, as follow.

Resolved, That a Sum of Money be given to enlarge the Church in the City of *Williamsburg*, and for the Purchase of an Organ, to be placed therein.

Resolved, That it will be a Means of cultivating a good Correspondence with the neighbouring *Indians*, if a proper Encouragement be given to Persons to settle on the Waters of the *Mississippi*.

Resolved, That a Bill be brought in, *To exempt the Settlers on the Waters of the Mississippi, for a Term of Years, from the Payment of Levies and Attendance at General Meetings.*

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, or Bills, pursuant to the said Resolutions.

And then the House adjourned, till To-morrow Morning Eleven o'Clock.

Wednesday, March 25th.

A PETITION of *Samuel M'Call*, of the City of *Glasgow*, Merchant, setting forth That in the Year 1749, the Petitioner purchased 6080 Pounds of Crop, and 1145 Pounds of Transfer Tobacco, in the public Warehouses on *Guildford* River, in the County of *Accomack*, which, by the late high Tide, was damaged, and praying the Relief of the House;

Also a Petition of *Bertrand Ewell*, setting forth, That *Charles Ewell*, late of the County of *Prince-William*, in the Year 1744, began to build and erect an Iron Forge in the said County, and finished the same, That on or about the Time of the last Session of Assembly the said *Charles* died, leaving the Petitioner his Executor, who has paid seven Years Levies at the said Forge, amounting to 5270*l.* of Tobacco, and praying that the same may be repaid to the Estate of said Decedent, pursuant to the Act of Assembly, for encouraging such Sorts of Works.

Also a Petition of *Henry Wetherburn*, praying an Allowance for entertaining fundry of the *Nottoway* Indians, and others; and likewise for the use of a Room which he has been deprived of, ever since the Fire of the *Capitol*; were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Claims, that they examine into the several Matters thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Claiborne* reported, That the Persons appointed, had, according to Order, prepared a Bill, *For establishing the Town of Wittonton*, and the same was read the first Time, and ordered to be read a second Time.

Mr *Conway* from the Committee of Privileges and Elections, reported, That they had had under their further Consideration, the Petition of Mr *Bertrand Ewell*, complaining of an undue Election and Return of Mr *Thomas Harrison*, and Mr *Joseph Blackwell*, to serve as Burgesses in this present General Assembly, for the County of *Prince-William*, and had heard as well the Petitioner as the fitting Members, whereupon it appeared, That a greater Number of the Freeholders of the said County, who were legally qualified, voted for each of the fitting Members, than for the Petitioner; that the fitting Members were not guilty of any Mal-Practice, nor used any illegal Methods to procure themselves to be elected; That the Sheriff of the said County demeaned himself, in the Execution of his Office, at the Time of the said Election, fairly and impartially, but that *Abraham Farrow*, *Joseph Nevill*, and *Henry Peyton*, of the said County, whilst the said Sheriff was taking the Poll, acted riotously and unlawfully, assaulted the said Sheriff, who was doing his Duty

Duty, and intimidated such of the Freeholders as offered their votes for the fitting Members, and endeavoured to oblige them to vote for the Petitioner; and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and with an Amendment agreed to by the House as follow.

Resolved, That the said Mr *Harrison*, and Mr *Blackwell*, are duly elected to serve as Burgeffes in this present General Assembly for the County of *Prince-William*.

Resolved, That the Petition of the said Mr *Ewell*, complaining of an undue Election, and Return of the said Mr *Harrison*, and Mr *Blackwell*, to serve as Burgeffes in this present General Assembly for the County of *Prince-William*, is frivolous and vexatious. 70

Resolved, That the said *Abraham Farrow*, *Joseph Nevill*, and *Henry Peyton*, in acting riotously, assaulting the Sheriff, in the Execution of his Office, and intimidating the Voters, at the said Election, were guilty of a Violation of the Freedom of Elections, and of the Privileges of this House.

Ordered, That the said Mr *Ewell*, do pay unto the fitting Members their Cofts, occasioned by his said Petition.

Ordered, That it be an Instruction to the Committee of Claims, to regulate the said Cofts, and to levy the same on the Petitioner, in the Book of Claims.

Ordered, That the said *Abraham Farrow*, *Joseph Nevill*, and *Henry Peyton*, be sent for in Custody of the Serjeant at Arms.

Mr *Attorney* reported, That the Persons appointed, had, according to Order, prepared a Bill, *To amend an Act*, intituled, *An Act for establishing the General Court, and for regulating and settling the Proceedings therein*; and one other Act, intituled, *An Act directing the Method of Trial of Criminals for Capital Offences, and for other Purposes therein mentioned*; and the same was read the first Time, and ordered to be read a second Time.

Ordered, That the said Bill be printed, and a Copy thereof sent, by the printer, to each of the Members of this House.

Mr *Robert Jones* reported, That the Persons appointed, had, according to Order, examined into the Allegations of the Bill, *To confirm and establish an Agreement made between John New, and Benjamin Harrison Gent. for the Settlement of their respective Rights to certain Lands, and for other Purposes, therein mentioned*; and found them to be true, and also that they had made several Amendments thereto: Which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

A Message from the Council, by Mr *Walthoe*:

That they have agreed to the Bill, intituled, *An Act for erecting a Light-House at Cape-Henry, with some Amendments*; to which they desire the Concurrence of this House.

A Claim of *Major Mehone*, for taking up a Runaway therein mentioned, was presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, in the Book of Claims.

A Bill, *For allowing a free Ferry to be kept at Port-Royal, and to restrain Hogs from going at large, in the said Town*; was read a second Time and committed to Mr *Lomax*, Mr *Carter Burwell*, Mr *Charles Carter*, Mr *Turner*, and Mr *William Waller*.

Mr *Fitzhugh* moved, that Leave be given to bring in a Bill, *For establishing a Town, and erecting a Building therein, for holding General Assemblies, and General Courts, in a Place more convenient to the Inhabitants of this Colony, than the City of Williamsburg*; and the Question being put thereupon, the House divided; Yeas go forth. 71

Yeas 52

Noes 26

It passed in the Affirmative.

Resolved, That the establishing a Town, and erecting a Building therein, for holding General Assemblies, and General Courts, more convenient to the Inhabitants, than the City of *Williamsburg*, will be a great Advantage to this Colony.

Ordered,

Ordered, That a Bill be brought in accordingly, and it is referred to Mr *Fitzhugh*, Mr *Charles Carter*, Mr *Bland*, Mr *Martin*, and Mr *William Randolph*, to prepare and bring in the same.

Mr *Charles Carter*, from the Committee of Propositions and Grievances reported, That the Committee had had under their Consideration, divers Propositions and Petitions, to them referred, and had come to several Resolutions thereupon; which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to by the House, as follow.

Resolved, That the Proposition from the County of *Albemarle*, for allowing a farther Reward of 100 lbs. of Tobacco, for killing an old Wolf, and of 50 lbs. Tobacco, for killing a young Wolf, be rejected.

Resolved, That the Proposition from the County of *Albemarle*, for paying the Premium allowed to the Makers of Hemp, in the Counties where the same is made, to be repaid by the Public, is reasonable.

Resolved, That the Proposition from the County of *Albemarle*, for relieving the Inhabitants of that County, not employed in making Tobacco, as to the Payment of their Levies and Officers Fees, is reasonable.

Resolved, That the Petition of the Minister, Churchwardens, and Vestry, of the Parish of *Truro*, in the County of *Fairfax*, for enabling the Churchwardens, or Vestry, of that Parish, to sell their Glebe-Land, and pay the upper Parish of that County, lately taken from *Truro*, their Proportion of what the said Land may sell for, is reasonable.

Resolved, That the Petition of the Minister, Churchwardens, and Vestrymen of the Parish of *Cameron*, in the County of *Fairfax*, for obliging the Parish of *Truro*, to pay to the Parish of *Cameron*, their Proportion of what the Glebe-Land of the Parish of *Truro*, and Improvements thereon, cost, and also of Two Thousand Pounds of Tobacco, levied before those Parishes were divided, to purchase Books, for the Use of the Chapel, then in *Truro*, now in *Cameron* Parish, which have not been applied to that Purpose, be rejected.

Resolved, That the Petition of the Inhabitants of the Parish of *Nottoway*, in the County of *Amelia*, for dissolving the Vestry of that Parish, is reasonable.

On consideration of the Petition of *Nathaniel Harrison*, and *Hugh Adie*, praying to be relieved touching an Agreement, made by them with the Justices of *Stafford* County, to build a Court-House for the said County, which was burnt down before it was finished,

Resolved, That the Allegations of the said Petition are true.

72 *Resolved*, That the Justices of the said County of *Stafford*, be impowered to levy on the Tithables of their County, so much as they shall think the Petitioners ought to have, and pay the same to them.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, to prepare and bring in a Bill or Bills, pursuant to the second, third, fourth, sixth, and eighth Resolutions.

A Bill to enable the Vestry of the Parish of *Washington*, in the County of *Westmoreland*, to sell a Tract of Land therein mentioned, and to apply the Money arising by such Sale, towards purchasing other Land for a Glebe, was read a second Time.

Ordered, That the Bill be committed to Mr *Pendleton*, the Members of *Westmoreland* County, and Mr *Johnson*, that they examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Bill, *For uniting the Parishes of Christ-Church, and White-Chapel, in the County of Lancaster*; was read a second Time, and committed to Mr *Power*, Mr *Conway*, and Mr *Chinn*.

An Ingrossed Bill, intituled, *An Act for clearing Appamattox, and Pamunkey Rivers*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Randolph* do carry the Bill to the Council for their Concurrence.

A Claim of *John Peyton*, for taking up a Runaway therein mentioned, was offered to the House, and the Question being put that it be received.

Resolved in the Negative.

A

A Bill, for further continuing an Act, intituled, *An Act for the better regulating and collecting certain Officers Fees, and other Purposes therein mentioned*; was read a second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *For establishing a Town at Weltham, above the Falls of James-River*; was read a second Time, and committed to Mr *Randolph*, Mr *Fry*, Mr *Howard*, Mr *Carrington*, Mr *Scott*, and Mr *Cocke*.

An Ingrossed Bill, intituled, *An Act for continuing and amending the Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*; was read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* do carry it to the Council for their Concurrence.

And then the House adjourn'd, till To-morrow Morning Eleven o'Clock.

Thursday, March 26, 1752.

APETITION of *Unity Dandridge*, Widow, and *Nathaniel West Dandridge*, eldest Son and Heir of *William Dandridge*, Esq; deceased, was presented to the House and read, setting forth, That *Nathaniel West*, late of the County of *King-William*, Father of the Petitioner *Unity*, died, seized in Fee-Tail of a Tract of Land in the said County, called *Barber's-Hills*, intestate, leaving her his only Child and Heir. That after his Death, *William Dandridge*, Esq; deceased, Husband of the said *Unity*, entered into the said Land, in her Right, and purchased the Fee-Simple Estate and Inheritance of several other Tracts, in the said County, and by his last Will did devise unto the Petitioner *Nathaniel*, and his Heirs for ever, (after the Death of the said *Unity*) all his Lands, Plantations, Marshes, and funken Grounds that he had, or purchased in the said County, upon Condition, that the said *Nathaniel* should consent to, and endeavour, to dock the Intail of the said Tract, called *Barber's-Hills*, by Act of Assembly, and get the Fee-Simple thereof vested in his Brother *William*, and the said Lands devised to the Petitioner *Nathaniel*, together with Ten Slaves in the Will mentioned, settled to the same Uses in Lieu thereof; and praying that an Act may pass for that Purpose.

Ordered, That Leave be given to bring in a Bill, pursuant to the Prayer of the said Petition, and it is referred to Mr *Martin*, to prepare and bring in the same.

A Message from the Council, by Mr *Walthoe*.

That they have agreed to the Bill intituled, *An Act for dividing the County of Surry, and annexing Part of the Parish of Albemarle, to the Parish of Southwark*; with some Amendments, to which they desire the Concurrence of this House.

Ordered, That Leave be given, to bring in a Bill, *To establish the Town of Portsmouth in the County of Norfolk*; and it is referred to Mr *Power*, to prepare and bring in the same.

A Petition of the Inspectors of *Pitts*, and *Guildford* Warehouses, was presented to the House and read, setting forth, That a large Quantity of Tobacco (as *per* Schedule annexed) was damaged in the said Warehouses, at *Guildford*, by a high Tide in the Year 1749, for which they are accountable to the Owners, that they were at great Trouble in picking and repriming the same, and praying the Relief of the House.

Ordered, That the said Petition be referred to the Committee of Claims, that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The House proceeded to take into Consideration the Amendments proposed by the Council, to the Bill, intituled, *An Act for dividing the County of Surry, and annexing Part of the Parish of Albemarle, to the Parish of Southwark*; and the same being read, were disagreed to.

Ordered,

Ordered, That a Message be sent to the Council to inform them, that this House cannot agree to the Amendments by them proposed, to the said Bill, and desire that they will pass the same without the Amendments, and that Mr *Jones* do go up with the said Message.

Mr *Riddick*, according to Order, presented to the House, a Bill, *For laying a further Duty upon Liquors imported from the Northern Colonies*; and the same was read the first Time, and ordered to be read a second Time.

Mr *Conway*, from the Committee of Privileges and Elections reported, that they had had under their Consideration, the Petition of Mr *Henry Robinson*, to them referred, complaining of an undue Election and Return of Mr *John Chiswell*, and Mr *John Syme*, to serve as Burgesses, in this present General Assembly, for the County of *Hanover*, and had fully heard, as well the Petitioner, as the sitting Members, by their Council; whereupon
 74 it appeared, That Mr *Chiswell*, after publishing the Writ for electing Burgesses for the said County, applied to one *Morris* to vote for him, but the said *Morris* told him, it had been reported, that the said Mr *Chiswell* desired to divide the said County and the Parishes in it, and that unless he was assured, that the said Mr *Chiswell* would not attempt to make such Division, he would not vote for him, that thereupon the said Mr *Chiswell* declared, that he would oppose such Divisions, and that he always was against them, and signed, sealed, and delivered a Writing, which is hereto annexed; that in the Opinion of the said *Morris*, many Persons voted for Mr *Chiswell*, who would not have done so if he had not executed such Writing, but before that Report, the People were generally inclined to vote for Mr *Chiswell*; that the said *Morris* asked the Petitioner if he would divide the said Parishes if he should be elected? Who told him, it was not a fair Question; that the Reason why the said *Morris* opposed the said Division of the Parishes, was, that it would enhance the Taxes on himself, who is a Dissenter from the Church of *England*, and others of his Sect, who are very numerous in that County, and who support a Minister of their own; and that the Churchmen were equally averse to the Division of the said Parishes and County; that one *Grant*, who was not a Freeholder of the said County, but one of the Principal Men among the Dissenters, having heard a Report that Mr *Syme*, if he should be elected, would agree to divide the Parishes, told him of it, who declared, that he was always averse to it, and, at the Request of the said *Grant*, executed the Bond, which is hereto annexed, bearing Date about four Days before the Day of Election, and desired it might be published, which was accordingly done at a Meeting of the Dissenters the next Day; that as the said *Grant* deposed, he believes the Petitioner might have been chosen, if Mr *Chiswell* had not set up as a Candidate, but does not know that the said Bond influenced any Person to vote for Mr *Syme*, and that some few of the Dissenters, in the said County, voted for the Petitioner; that one *Hicks*, a Friend of Mr *Syme*, sometime before the Writ for electing Burgesses for the said County issued, was employed by him to solicit Freeholders to vote for him, and in *July* last, received from him a Dollar, to be laid out in treating them with Liquor, but that very soon after the said Writ was published Mr *Syme* forbid him to continue to treat for him, notwithstanding which, the said *Hicks*, as he deposed, having advertised, that he intended to have a Mare shot for, a very few Days before the Day of Election, and that he intended to distribute some Liquor among those who were to shoot for her, gave to several Freeholders, and others assembled for that Purpose, the sitting Members being present, three Gallons of Rum, although his said Mare was not shot for, having before strayed away, and solicited several of the said Freeholders to vote for Mr *Syme*, and that he does not expect to receive any Satisfaction from Mr *Syme* for his Expences on that Occasion; That the said *Hicks* also solicited a Friend of his to vote for Mr *Syme*, but did not press him after he declared he intended to vote for the Petitioner, and Mr *Taylor*; That Persons at the same Time made Interest for the Petitioner, and that there were more Persons there in the Interest of the Petitioner than of Mr *Syme*; That the said *Hicks* was inclined sometime before to vote for the Petitioner, but, being indebted to him about 200 *l.* of Tobacco, for Clerk's Fees, and desiring him to forbear demanding Payment of them, and the Petitioner declaring he must not, left other Persons should desire him to do so likewise, deter-
 75 mined

mined to vote against him; That one *Higginson* at one Time before the said Writ issued, at the Request and in Behalf of Mr *Syme*, had given Liquors to the Freeholders of the said County, and the said Mr *Syme* repaid him what he had disbursed for that Purpose; That the said *Higginson*, the Night before the Day of Election, without the particular Direction or Knowledge of Mr *Syme*, entertained and gave Liquor to many of the Freeholders of the said County, who lived remote from the Court-house, and were travelling thither, and came to his House by his Invitation, and who all, except one or two, voted for Mr *Syme*, and that the said *Higginson*, as he deposed, expects to be reimbursed by Mr *Syme*, his Expences on that Occasion, because he had been so before; That Mr *Syme* did not order the said *Higginson*, as he had *Hicks*, not to give Liquor to the Freeholders after the said Writ was published, but had not seen him for some Months before; That at several other Times, after the said Writ was published, Liquors were given to the Freeholders, but at whose Expence does not appear, but it was reported they were for all the Candidates; That the fitting Members and Petitioner were present at some of them, and Solicitations were used to procure Votes for them; and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again read, and agreed to by the House as follows.

Resolved, That Mr *John Chiswell*, and Mr *John Syme*, are not duly elected to serve as Burgesses in this present General Assembly for the County of *Hanover*.

Ordered, That the said Writing and Bond, mentioned in the Report to have been given by the fitting Members, be immediately torn, and thrown under the Table.

Ordered, That an Address be made to the Governor, to order a new Writ to issue, for electing Burgesses to serve in this present General Assembly, for the County of *Hanover*, in the Room of Mr *Chiswell*, and Mr *Syme*, who are voted not duly elected, and that Mr Attorney, do wait on the Governor with the said Address.

A Message from the Council, by Mr *Walthoe*.

That they insist on their Amendments to the Bill, intituled, *An Act for dividing the County of Surry, and annexing Part of the Parish of Albemarle to the Parish of Southwark*, disagreed to by this House, and desire the House will recede from their Disagreement thereto.

Mr *Pendleton*, from the Committee to whom the Bill, *To enable the Vestry of the Parish of Washington, in the County of Westmoreland, to sell a Tract of Land therein mentioned, and to apply the Money arising by such Sale, towards purchasing other Lands for a Glebe*, was committed, reported, That they had examined into the Allegations thereof, and found them to be true, and he delivered the Bill in at the Table.

Ordered, That the Bill be Ingrossed.

Mr *Fry*, from the Committee of Claims, reported, That they had had under their Consideration, several Matters to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table.

Ordered, That the Report do lie on the Table.

And then the House adjourned till Monday Morning Eleven o'Clock.

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Monday, March 30, 1752.

A Bill from the Council, intituled, *An Act to render the Laws more effectual for preventing the stealing of Sheep*, was read a second Time.

Ordered, That the Bill be read a third Time.

Mr *Fairfax* reported, That the Persons appointed, had, according to Order, prepared a Bill, *For dissolving the Vestry of Frederick Parish, in Frederick County*, and the same was read the first Time, and ordered to be read a second Time.

Mr *Randolph* reported, That the Persons to whom the Bill, *For establishing a Town at Westham, above the Falls of James-River*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House;

Ordered,

Ordered, That the Bill, with the Amendments, be Ingroffed.

Upon a Motion made,

Ordered, That Mr *Benjamin Harris* have Leave to withdraw his Petition, complaining of an undue Election and Return of Mr *Samuel Scott*, to serve as a Burgefs in this prefent General Affembly for the County of *Cumberland*, and that the Committee of Privileges and Elections be difcharged from any further Proceedings thereon.

An Ingroffed Bill, intituled, *An Act to confirm and eftablifh an Agreement made between John New, and Benjamin Harrifon, Gent. for the Settlement of their refpective Rights to certain Lands, and for other Purpofes therein mentioned*; was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pafs.

Ordered, That Mr *Robert Jones* do carry it to the Council for their Concurrence.

Mr *Power* reported, That the Perfons to whom the Bill, *For uniting the Parifhes of Chrift-Church, and White-Chapel in the County of Lancafter*, was committed, had made feveral Amendments thereto, which he read in his Place, and then delivered them in at the Table, where they were again twice read, and with fome Amendments agreed to by the Houfe.

Ordered, That the Bill, with the Amendments, be Ingroffed.

The Houfe proceeded to take into their Confideration the Amendments infifted on by the Council, to the Bill, *For dividing the County of Surry, and annexing Part of the Parifh of Albemarle, to the Parifh of Southwark*, difagreed to by the Houfe, and the fame were twice read, and thereupon

Resolved, That this Houfe doth infift on their Difagreement to the faid Amendments.

Ordered, That a Meffage be fent to the Council to inform them, that this Houfe doth
77 infift on their Difagreement to the Amendments, by them infifted on, to the faid Bill, and defire that they will pafs the Bill, without the Amendments, and that Mr *Robert Jones*, do go up with the faid Meffage.

A Meffage from the Council, by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for clearing Appamattox and Pamunkey Rivers*, with an Amendment, to which they defire the Concurrence of this Houfe.

Ordered, That it be an Inftitution to the Committee of Claims, to regulate the Cofts of Mr *Dewey*, occafioned by the Petition of Mr *Francis Eppes*, complaining that he was not duly elected and returned to ferve in this prefent General Affembly, for the County of *Prince-George*, and that they levy in the Book of Claims, fo much on the faid *Francis Eppes*, as will be fufficient to pay the fame.

An Ingroffed Bill, intituled, *An Act to enable the Veftry of the Parifh of Wafhington, in the County of Weftmoreland, to fell a Tract of Land therein mentioned and to apply the Money arifing by fuch Sale, towards purchafing other Land for a Glebe*, was read a third Time.

Resolved, That the Bill do pafs.

Ordered, That Mr *Vaulx* do carry the Bill to the Council for their Concurrence.

An Ingroffed Bill, intituled, *An Act for further continuing an Act, intituled, An Act for the better regulating and collecting certain Officer's Fees, and other Purpofes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pafs.

Ordered, That Mr *Benjamin Waller* do carry the Bill to the Council for their Concurrence.

A Meffage from the Council, by Mr *Walthoe*.

That they adhere to the Amendments by them propofed to the Bill, intituled, *An Act for dividing the County of Surry, and annexing Part of the Parifh of Albemarle, to the Parifh of Southwark*, difagreed to by this Houfe, and defire that this Houfe will recede from their Difagreement thereto.

An Ingroffed Bill, intituled, *An Act for establishing a Town at Weftham, in the County of Henrico*; was read a third Time;

Resolved, That the Bill do pafs.

Ordered, That M^r Fry, do carry the Bill to the Council for their Concurrence.

The Houfe proceeded to take into their Confideration, the Amendments adhered to by the Council, to the Bill, *For dividing the County of Surry, and annexing Part of the Parifh of Albemarle, to the Parifh of Southwark*, difagreed to by the Houfe, and thereupon,

Resolved, That this Houfe doth adhere to their Difagreements to the faid Amendments.

A Meffage from the Council, by M^r Walthoe.

That they have agreed to the Bill, intituled, *An Act for establishing a Town at Westham, in the County of Henrico*;

Alfo to the Bill intituled, *An Act for further continuing an Act, intituled, An Act for the better regulating and collecting certain Officers Fees, and other Purpofes therein mentioned*; without any Amendment.

And that they have made fome Amendments to the Bill, intituled, *An Act to enable the Veftry of the Parifh of Wafhington, in the County of Westmoreland, to fell a Tract of Land therein mentioned, and to apply the money arifing by fuch Sale, towards purchafing other Land for a Glebe*, to which they defire the Concurrence of this Houfe.

The Houfe immediately proceeded to take into Confideration, the faid Amendments, and the fame being read, were agreed to by the Houfe.

Ordered, That M^r Vaulx, do go up with a Meffage to the Council, and inform them, that this Houfe doth agree to the Amendments by them propofed to the faid Bill.

A Bill, *To impower the Veftry of the Parifh of South-Farnham, in the County of Effex, to fell the Glebe Land, in the faid Parifh, and to lay out, and apply the money arifing by fuch Sale, towards purchafing a more convenient Glebe, and erecting Houfes thereon, and for altering the Day for holding Courts in the faid County*, was read a fecond Time.

Ordered, That the Bill be Ingroffed.

A Claim of Richard Jones, for taking up a Runaway therein mentioned, was prefented to the Houfe, and received.

Ordered, That it be an Inftruction to the Committee of Claims, to allow the faid Claim in the Book of Claims.

A Bill, *To prevent the giving or felling ftrong Liquor, on any Election Day, before the Election fhall be over*, was read a fecond Time, and committed to M^r Charles Carter, M^r Conway, and M^r Pendleton.

And then the Houfe adjourn'd, till To-Morrow Morning Eleven o'Clock.

Tuesday, March 31st, 1752.

M^R Moor laid before the Houfe an Account of the furviving Truftees appointed by Act of Affembly for felling certain Lands belonging to the *Pamunkey* Indians.

Ordered, That the faid Account do lie on the Table, to be perufed by the Members of the Houfe.

M^r Charles Carter, from the Committee of Propofitions and Grievances prefented to the Houfe, according to Order, a Bill, *To impower the Veftry of the Parifh of Truro, in the County of Fairfax, to fell their Glebe, and to pay Part of the Purchase Money, to the Veftry of the Parifh of Cameron*.

Alfo a Bill, *For enlarging the Church in the City of Williamfburg, and purchafing an Organ to be placed therein*.

Alfo a Bill, *To allow certain Perfons in the County of Albemarle, to difcharge their Levies and Officer's Fees, in Money, inftead of Tobacco*.

Alfo

Also a Bill *To discharge such Persons, as shall purchase Lots in the Town of Alexandria, from the Condition of building thereon, and to vest certain Lands therein mentioned, in the Trustees of the said Town, for the use of the Inhabitants thereof.*

Also a Bill, *To empower the Justices of the County of Stafford, to levy for Nathaniel Harrison, and Hugh Adie, Gent. the Value of their Work and Labour, in building a Court-house for that County, which was burned, before it was finished.*

79 And also a Bill, *For appointing several new Ferries, and discontinuing certain others;* and the same were read the first Time, and ordered to be read a second Time.

Mr Fry from the Committee of Claims, reported, That they had had under their Consideration divers Petitions to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to by the House, as follows.

On Consideration of the Petition of *Samuel M'Call*, Merchant,

Resolved, That he ought to be allowed for 4976 lbs. of Crop Tobacco, at the Rate of 16 s. and 8 d. per Hundred, and 1145 lbs. Transfer Tobacco, at the Rate of 15 s. per Hundred, damaged in *Andrews's*; Warehouse, on *Guildford-River*, in the County of *Accomack*.

On Consideration of the Petition of *Henry Wetherburn*,

Resolved, That he ought to be allowed the Sum of Four Pounds Nine Shillings and Ten Pence Half Penny, for the Entertainment of the *Indians* and other Persons in the Petition mentioned, and the Sum of Twenty Shillings for the Use of the Room, in the said Petition also mentioned.

Ordered, That it be an Instruction to the Committee of Claims, to whom it is referred, to prepare and bring in a Bill pursuant to several Resolutions of the said Committee, reported on *Saturday* the 14th Instant, that they receive a Clause or Clauses, pursuant to the first Resolution, and that the said Committee do make an Allowance in the Book of Claims, pursuant to the other Resolution.

The House proceeded to take into their Consideration, the Report from the Committee of Claims made on *Thursday* last, and the same was read and agreed to, as follows.

On Consideration of the Petition of the Inspectors, at the Warehouses at *Gray's-Creek*, in the County of *Surry*, and a Schedule thereto annexed,

Resolved, That the respective Owners of Tobacco, wet and damaged, in the said Warehouses, and mentioned in the said Schedule, ought to be allowed for the same, at the Rates following; that is to say: The Owners of Crop Tobacco, at the Rate of 16 s. 8 d. per Hundred; and the Owners of Transfer Tobacco, at the Rate of 15 s. per Hundred, according to the Quantity in the aforesaid Schedule mentioned; and that the said Inspectors ought to be allowed 7 s. and 6 d. per Hoghead, for their Trouble, Labour, and Expence, in picking and repriming the 27 Hogheads of Tobacco, wet and damaged, in the said Warehouses, (17 of which only were saved) amounting to £. 10. 2. 6. and the Sum of Twelve Shillings, for the Inspection of four Hogheads of the said Tobacco, which they accounted for with the Treasurer of this Colony, and never received the said Tobacco, being wet and damaged, and never shipped by the Owner thereof.

On Consideration of an Account from the Inspectors at *Hampton*, in the County of *Elizabeth-City*, of Fifty Eight Hogheads of Tobacco, damaged in the said Warehouses, by the high Tide,

80 *Resolved*, That the several Owners of Tobacco, in the said Inspectors Account, mentioned and damaged in the said Warehouses, ought to be allowed for the same, at the Rate of 16 s. and 8 d. per Hundred, according to the respective Quantities of Tobacco in the said Account mentioned, (except *Charles Turnbull*, Merchant, who hath already been allowed for Eighteen Hogheads belonging to him, also mentioned in the said Account,) and that the Inspectors, at the said Warehouses, ought to be allowed the Sum of Seventeen Pounds, in full Satisfaction for their Trouble, Labour, and Expence, in picking and repriming the Fifty Eight Hogheads of Tobacco, wet and damaged, in the said Warehouses, at 7 s. and 6 d. per Hoghead, they having already received the Sum of Four Pounds Fifteen Shillings, from the said *Turnbull*.

On

On Consideration of the Petition of *James Dunlop*, Merchant, and a Schedule thereunto annexed,

Resolved, That he ought to be allowed for Fourteen Hogfheads of Tobacco, wet and damaged at *Guildford* Warehouse, in the County of *Accomack*, in the said Petition and Schedule mentioned, at 16 *f.* and 8 *d.* *per* Hundred.

On Consideration of the Petition of *Robert Tucker*,

Resolved, That he ought to be allowed for one Hogfhead of Tobacco therein mentioned, wet and damaged in *Norfolk* Warehouse, 16 *f.* and 8 *d.* *per* Hundred,

On Consideration of the Petition of *Ann Gough*, late Propriatrix of *Denbigh* Warehouse, in the County of *Warwick*,

Resolved, That she ought to be allowed the Sum of Ten Pounds, in full, for the Wharf in the said Petition mentioned, the Rents of the said Warehouse not being sufficient to reimburse her Charge in building the same.

On Consideration of the Petition of *Katherine Dillan*, Widow of *Charles Dillan*, who died in His Majesty's Service, on the Expedition against the *Spaniards*,

Resolved, That the Allegations of the said Petition are true, and that she ought to be allowed the Sum of Ten Pounds Current Money.

On Consideration of the Petition of the Inspectors at *Warwick-squeak*-Bay Warehouses, in the County of *Isle of Wight*, and a Schedule thereunto annexed,

Resolved, That the said Inspectors ought to be allowed the Sum of Seven Pounds Fifteen Shillings, for 930 *lbs.* Tobacco at 16 *f.* and 8 *d.* *per* Hundred damaged in the said Warehouses, to pay the several Owners thereof, and also the Sum of Twenty Shillings for their Trouble, Labour, and Expence, in picking and repriming the Tobacco, damaged in the said Warehouse.

Ordered, That it be an Instruction to the Committee of Claims, to whom it is referred to prepare and bring in a Bill pursuant to several Resolutions of the said Committee, reported on *Saturday* the 14th Instant, that they receive a Clause or Clauses pursuant to the 1st 2^d 3^d 4th and 7th Resolutions, and that the said Committee do make the several Allowances in the Book of Claims, pursuant to the fifth and sixth Resolutions.

A Petition of fundry Inhabitants of the lower Part of *Henrico* County, praying that the Inspection at *Turkey*-Island, in that County, may be discontinued, and two Warehouses appointed instead thereof, on the Land of *Charles Woodson*, on the lower Side of the Mouth of Four Mile Creek, and on the Land of *John Pleasants*, on the upper Side thereof, to be under one Inspection, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

Upon a Motion made,

81

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance, in the Book of Claims, to the several Persons who attended the General Court as Witneses for the King, against *Thomas Pinckard*, on an Indictment exhibited against him by *Charles Carter*, Esq; for a forcible Entry, and also against *Landon Carter*, Esq; on an Indictment exhibited against him by the said *Thomas Pinckard*, for a Challenge, of which said Indictments they were acquitted on Trials, and that they levy the same on the said *Charles Carter*, and *Thomas Pinckard*, respectively, in the Book of Claims.

Ordered, That Leave be given, to bring in a Bill, *To oblige Prosecutors of Offences not Capital, to pay the Costs of the Prosecution, where the Defendant shall be acquitted*; and it is referred to Mr *Benjamin Waller*, Mr *Attorney*, and Mr *Conway*, to prepare and bring in the same.

Mr *Fry*, from the Committee of Claims, reported, That they had had under their Consideration, divers Matters to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and with an Amendment, agreed to by the House, as follow.

On Consideration of the Petition of *Bertrand Ewell*, Executor, &c. of *Charles Ewell*, deceased,

Resolved,

Resolved, That he ought to be allowed 5209 *lbs.* Nett Tobacco, for Levies paid by the said *Charles Ewell*, deceased, in his Life Time, and the said *Bertrand Ewell*, since his Death, for the Tithable Persons employed in the Iron-Works in the said Petition mentioned, for Seven Years, to wit, from the Year 1744, to the Year 1750, including the said Years.

On Consideration of the Petition of the Inspectors at *Guildford Creek Warehouse*, in the County of *Accomack*, and a Schedule thereto annexed,

Resolved, That there were 40 Hogheads of Crop, and 9940 *lbs.* Transfer Tobacco, damaged in the said Warehouse, out of which the Inspectors at the said Warehouse, have saved 41 Hogheads, and picked and reprized the same, which is now remaining in the said Warehouse.

Resolved, That the several Owners of Crop Tobacco, damaged in the said Warehouse, ought to be allowed for the same at the Rate of Fifteen Shillings *per* Hundred, according to the respective Quantities in the said Schedule contained, except *James Dunlop*, and *Samuel M'Call* Merchant, on whose Petitions, Reports have already been made.

Resolved, That the Inspectors at the said Warehouse ought to be allowed 7 *s.* and 6 *d.* a Hoghead, for the 41 Hogheads of Tobacco, saved out of the Tobacco damaged in the said Warehouse, amounting to £. 15. 7. 6. for their Trouble and Expence, in picking and reprizing the same.

On Consideration of an Account, from the Court of the County of *Elizabeth-City*, of £. 42. 10. for building and repairing a Wharf, for the Use of *Hampton Warehouse*, in that County.

Resolved, That the Justices of the said County ought to be allowed the Sum of £. 42. 10. for building and repairing the said Wharf, the Rents of the said Warehouse not being sufficient to reimburse them the Charge thereof.

82 *Ordered*, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, pursuant to the last Resolution, and that the said Committee, to whom it is referred, to bring in a Bill pursuant to several Resolutions, of a Report of the said Committee, made on *Saturday* the 14th Instant, that they receive a Clause or Clauses, pursuant to the other Resolutions.

Mr Benjamin Waller reported, That the Persons to whom the Bill, *To empower Lewis Burwell, Gent. and Frances his Wife, Elizabeth Thacker, and Sarah Thacker, to sell certain Lands therein mentioned, to Henry Washington, Gent.* was committed, had, according to Order, examined into the Allegations thereof and found them to be true, and that they had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Ordered, That Leave be given, to bring in a Bill, *To explain the Charter and enlarge the Privileges of the Borough of Norfolk, and appoint Trustees*; and it is referred to *Mr Attorney*, to prepare and bring in the same.

An Ingrossed Bill, intituled, *An Act to empower the Vestry of the Parish of South-Farnham, in the County of Effex, to sell the Glebe Land, in the said Parish, and to lay out, and apply the Money arising by such Sale, towards purchasing a more convenient Glebe, and erecting Houses thereon, and for altering the Day of holding Courts in the said County*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That *Mr Francis Smith* do carry it to the Council for their Concurrence.

Mr Power, according to Order, presented to the House, a Bill, *For establishing the Town of Portsmouth, in the County of Norfolk*; and the same was read the first Time, and ordered to be read a second Time.

Mr Lomax reported, That the Persons to whom the Bill, *For allowing a free Ferry to be kept at the Town of Port-Royal, and to restrain Hogs from going at large in the said Town*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House.

Ordered,

Ordered, That the Bill with the Amendments, be Ingrossed.

A Message from the Council, by Mr *Walthe*.

That they have agreed to the Bill, intituled, *An Act to impower the Vestry of the Parish of South-Farnham in the County of Essex, to sell the Glebe Land in the said Parish, and to lay out and apply the Money arising by such Sale, towards purchasing a more convenient Glebe, and erecting Houses thereon, and for altering the Days of holding Courts in the said County, without any Amendments.*

Mr *Charles Carter*, from the Committee of Propositions and Grievances presented to the House, according to Order, a Bill, *For dissolving the Vestry of the Parish of Nottoway, in the County of Amelia, and electing a new Vestry in the said Parish.*

Also a Bill, *To amend an Act, intituled, an Act for clearing Rivers and Creeks;* 83

Also a Bill, *For paying the Praemium allowed to the Makers of Hemp, in the Counties where the same is made.*

And also a Bill, *For encouraging Persons to settle on the Waters of Mississippi; and the same were read the first Time, and Ordered to be read a second Time.*

Mr *Bland* reported, That the Persons appointed had, according to Order, prepared a Bill, *To confirm the Title of Lands, purchased of the Nottoway Indians;* and the same was received, and read the first Time, and ordered to be read a second Time.

An Ingrossed Bill, intituled, *An Act for uniting the Parishes of Christ-Church, and White-Chapel, in the County of Lancaster;* was read a third [time.]

Resolved, That the Bill do pass.

Ordered, That Mr *Conway*, do carry the Bill to the Council for their Concurrence.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act for clearing Appamattox and Pamunkey Rivers;* and the same being read, were agreed to with some Amendments.

Ordered, That Mr *Attorney* do go up with a Message to the Council, and inform them, That the House have agreed to the Amendments by them proposed to the said Bill, with some Amendments, and desire they will pass the Bill, with the Amendments as agreed to.

And then the House adjourned, till To-morrow Morning Ten o'Clock.

Wednesday, April 1st.

MR *Lomax* from the Committee of Trade, presented to the House according to Order, a Bill, *For preventing the Importation of Madeira Wines, in Casks under the true Gauge;* and the same was read the first Time, and ordered to be read a second Time.

An Ingrossed Bill, intituled, *An Act to vest certain intailed Lands therein mentioned, in Henry Washington, Gent. in Fee-Simple,* was read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Benjamin Waller* do carry the Bill to the Council for their Concurrence.

Ordered, That it be an Instruction to the Committee of Claims, to regulate the Cofts of Mr *Willis*, occasioned by the Petition of Mr *John Wall*, complaining of an undue Election and Return of the said Mr *Willis*, to serve as a Burgefs in this present General Assembly for the County of *Brunswick*, and that they levy the same in the Book of Claims, on the said Petitioner.

Ordered, That it be an Instruction to the Committee of Claims, to regulate the Cofts of Mr *Wood Jones*, occasioned by the Petition of Mr *Richard Booker* complaining of an undue Election and Return of the said Mr *Jones*, to serve as a Burgefs in this present General Assembly, for the County of *Amelia*, and that they levy so much in the Book of Claims, on the Petitioner, as will be sufficient to pay the same. 84

An Ingrossed Bill, intituled, *An Act for allowing a free Ferry to be kept at Port-Royal,* was read a third Time,

Resolved, That the Bill do pass.

Ordered,

Ordered, That Mr Charles Carter do carry the Bill to the Council for their Concurrence.

Upon a Motion made,

Ordered, That Leave be given, to bring in a Bill, *To prevent malicious Maiming and Wounding*, and it is referred to Mr Charles Carter, and Mr Hedgman, to prepare and bring in the same.

A Bill *For reviving and amending the Act, intituled, An Act for destroying Crows and Squirrels*, was read a second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *For enlarging the Fees for granting Licenses to Pedlars*; was read a second Time.

Ordered, That the Bill be Ingrossed.

A Bill *For regulating the Size and Dimensions of Staves, and Shingles, intended for Exportation*, was read a second Time, and committed to Mr Charles Carter, Mr Attorney, Mr Riddick, Mr Lomax, Mr Tucker, Mr Boush, Mr Walke, and Mr Eyre.

Mr Byrd reported, That the Persons appointed, had, according to Order, prepared a Bill, *For dividing the County of Lunenburg*, and the same was read the first Time, and ordered to be read a second Time.

Mr Charles Carter reported, That the Persons appointed, had, according to Order, prepared a Bill, *To prevent malicious Maiming and Wounding*, and the same was read the first Time, and ordered to be read a second Time.

A Bill *To amend an Act, intituled, An Act for ascertaining the Damages upon protested Bills of Exchange, and for the better Recovery of Debts, due on Promissory Notes, and for the Assignment of Bonds, Obligations, and Notes*; was read a second Time, and committed to Mr Attorney, Mr Riddick, and Mr Pendleton.

A Bill, *For dissolving the Vestry of Frederick Parish, in Frederick County*, was read a second Time, and committed to Mr Gabriel Jones, and Mr Fairfax.

A Bill, *For laying a further Duty upon Liquors imported from the Northern Colonies*; was read a second Time, and the Question being put, That it be Ingrossed, and read a third Time.

It passed in the Negative.

Resolved, That the Bill be rejected.

A Bill *To enable the Vestry of the upper Parish of Nansemond County, to sell certain Lands, and for other Purposes therein mentioned*, was read a second Time.

Ordered, That the Bill be Ingrossed.

A Message from the Council, by Mr Walthoe.

That they have agreed to the Bill, intituled *An Act for clearing Appamattox and Pamunkey Rivers*, with the Amendments as agreed to by this House.

⁸⁵ And that they have agreed to the Bill, intituled, *An Act for continuing and amending the Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*;

And to the Bill, intituled, *An Act to confirm and establish an Agreement made between John New, and Benjamin Harrison, Gent. for the Settlement of their respective Rights to certain Lands, and for other Purposes therein mentioned*; with some Amendments, to which they desire the Concurrence of this House.

The House immediately proceeded to the Consideration of the Amendments proposed to the Bill, intituled, *An Act to confirm and establish an Agreement made between John New, and Benjamin Harrison, Gent. for the Settlement of their respective Rights to certain Lands, and for other Purposes therein mentioned*; and the same being read were agreed to.

Ordered, That Mr Robert Jones do go up with a Message to the Council, and acquaint them, that this House do agree to the Amendments by them proposed to the said Bill.

A Bill, *To confirm the Title of Lands purchased of the Nottoway Indians*; was read a second Time, and committed to Mr Bland, and the Members for Surry, Isle of Wight, and Southampton.

A Message from the Council, by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for allowing a free Ferry to be kept at Port-Royal*; without any Amendment.

A Bill, *To amend an Act, intituled, An Act for clearing Rivers and Creeks*; was read a second Time.

Ordered, That the Bill be Ingrossed.

The House proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act for erecting a Light-House, at Cape-Henry*, and the same were read and agreed to.

Ordered, That Mr *Lomax*, do go up with a Message to the Council and inform them, that this House do agree to the Amendments, by them proposed, to the said Bill.

A Bill, *For establishing the Town of Portsmouth, in the County of Norfolk*, was read a second Time, and committed to Mr *Power*, Mr *Hutchings*, and the Members for *Norfolk*, and *Princess-Anne* Counties.

A Bill, *For paying the Praemium allowed to the Makers of Hemp, in the Counties where the same is made*; was read a second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *For encouraging Persons to settle on the Waters of the Mississippi*; was read a second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *For dissolving the Vestry of the Parish of Nottoway, in the County of Amelia, and electing a new Vestry in the said Parish*; was read a second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *For appointing several new Ferries, and discontinuing certain others*; was read a second Time, and committed to Mr *Riddick*, and Mr *Holliday*.

Mr *Attorney*, according to Order, presented to the House, a Bill, *To explain the Charter, and enlarge the Privileges of the Borough of Norfolk, and to appoint Trustees*; and the same was read the first Time, and ordered to be read a second Time.

A Bill, *For enlarging the Church, in the City of Williamsburg, and purchasing an Organ to be placed therein*; was read a second Time, and committed to Mr *Bland*, Mr *Randolph*, and Mr *Attorney*.⁸⁶

A Bill, *To impower the Vestry of the Parish of Truro, in the County of Fairfax, to sell their Glebe, and to pay Part of the Purchase Money to the Vestry of the Parish of Cameron*; was read a second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *To discharge such Persons as shall purchase certain Lots in the Town of Alexandria, from the Condition of building thereon, and to vest certain Lands therein mentioned, in the Trustees of the said Town, for the Use of the Inhabitants thereof*; was read a second Time.

Ordered, That the Bill be Ingrossed.

Mr *Fry*, from the Committee of Claims, reported, That the Committee had examined, and considered, all the public Claims which had been laid before them this Session; and had agreed upon a Report, which he had entered in a Book; and he delivered the Book in at the Table.

Ordered, That the said Report do lie on the Table.

And then the House adjourned, till To-morrow Morning Ten o'Clock.

Thursday, April 2, 1752.

MR *Charles Carter* reported, That the Persons to whom the Bill, *To prevent the giving or selling strong Liquor, on any Election Day, before the Election shall be over*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again read, and disagreed to by the House.

The

The Question being put, That the Bill be Ingrossed,

It passed in the Negative.

Resolved, That the Bill be rejected.

Mr Benjamin Waller reported, That the Persons appointed, had, according to Order, prepared a Bill, *To oblige Prosecutors of Offences not Capital, to pay the Costs of the Prosecution, where the Defendants shall be acquitted*; and the same was read the first Time, and ordered to be read a second Time.

Mr Attorney reported, That the Persons to whom the Bill, *To amend an Act, for ascertaining the Damages upon protested Bills of Exchange, and for the better Recovery of Debts, due on Promissory Notes, and for the Assignment of Bonds, Obligations, and Notes*, was committed, had made several Amendments thereto, which he read in his Place, and afterwards delivered in at the Table, where they were again twice read, and recommitted to Mr Attorney, Mr Pendleton, and Mr Landon Carter.

A Petition of William Clinch was presented to the House and read, setting forth, That Philip Edloe, late of the County of Charles-City, being seized of a Tract of Land, situate in Charles-City County, containing by Estimation 250 Acres, did, by his last Will and Testament, devise the same to his Daughter Rebecca, in Tail; That the Petitioner intermarried with the said Rebecca, by whom he had Issue, a Son and Daughter, soon after which the said Rebecca died, by which your Petitioner is become Tenant, by the Curtesy of England, of the said Land; That it would be greatly to the Advantage of the Petitioner; and the Heir in Tail, if the said Land could be sold, and the Money arising therefrom laid out in the Purchase of Uplands and Slaves, to be settled to the same Uses, in Lieu thereof, and praying that an Act may pass for that Purpose.

Ordered, That Mr Claiborne do prepare and bring in a Bill, pursuant to the Prayer of the said Petition.

And then the House adjourned, till To-morrow Morning Ten o'Clock.

Friday, April 3, 1752.

MR Claiborne, according to Order, presented to the House a Bill, *To dock the Intail of 250 Acres of Land, in the Parish of Westover, in the County of Charles-City, whereof Rebecca, Wife of William Clinch, lately died, seized in Fee-Tail, and for vesting the same, in certain Trustees, in Fee-Simple and for other Purposes therein mentioned*, and the same was read the first Time, and ordered to be read a second Time.

Mr Gabriel Jones reported, That the Persons to whom the Bill, *For dissolving the Vestry of the Parish of Frederick, in Frederick County*, was committed, had made several Amendments thereto, and he read the same in his Place and then delivered them in at the Table, where they were again read and agreed to by the House.

Ordered, That the Bill with the Amendments, be Ingrossed.

An Ingrossed Bill, intituled, *An Act for reviving and amending the Act, intituled, An Act for destroying Crows and Squirrels*; was read the third Time, and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Whiting do carry the Bill to the Council for their Concurrence.

Ordered, That Leave be given, to bring in a Bill, *To amend the Act, intituled, An Act for establishing a Town near Roy's Warehouse, in the County of Caroline, and for other Purposes*; and it is referred to Mr Pendleton, to prepare and bring in the same.

A Motion being made,

That Leave be given, to bring in a Bill, *To prevent Hogs going at large in the Town of Port-Royal*; and the Question being put thereupon,

Resolved in the Negative.

Mr

M^r Carter Burwell moved, for Leave to present a Bill, *For preserving the Breed of Sheep*; and the same was received, and read the first Time, and ordered to be read a second Time.

A Petition of Robert Todd, and Messrs. Buchanan and Hill, was presented to the House and read, setting forth, That they had a large Quantity of Tobacco damaged in the *Great-Bridge* and *Norfolk* Warehouses, in *Norfolk* County, an Account of which was annexed to their Petition, and praying the Relief of the House.

Ordered, That the Petition be referred to the Committee of Claims, that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

An Ingrossed Bill, intituled, *An Act to amend an Act, intituled, An Act for clearing Rivers and Creeks*; was read a third Time, and the Blanks therein filled up. 88

Resolved, That the Bill do pass.

Ordered, That M^r Moore do carry it to the Council for their Concurrence.

An Ingrossed Bill, intituled, *An Act to discharge such Persons as shall purchase certain Lots in the Town of Alexandria, from the Condition of building thereon, and to vest certain Lands therein mentioned, in the Trustees of the said Town, for the Use of the Inhabitants thereof*; was read a third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Charles Carter do carry it to the Council for their Concurrence.

M^r Pendleton, according to Order, presented to the House a Bill, *To amend the Act, intituled, An Act for establishing a Town near Roy's Warehouse, in the County of Caroline, and for other Purposes therein mentioned*; and the same was read the first Time, and ordered to be read a second Time.

An Ingrossed Bill, intituled, *An Act for encouraging Persons to settle on the Waters of the Mississippi*; was read a third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Walker do carry it to the Council for their Concurrence.

M^r Charles Carter, according to Order, presented to the House, a Bill, *To amend an Act, intituled, An Act for erecting a Town at Bray's-Church, in the County of King-George*; and the same was read the first Time, and ordered to be read a second Time.

The House proceeded to take into their Consideration the Amendments proposed by the Council, to the Bill, intituled, *An Act to continue and amend an Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*; and the same were read, and Part thereof, with some Amendments, agreed to, by the House.

Ordered, That M^r Charles Carter do go up with a Message to the Council, and acquaint them, That the House have disagreed to some of the Amendments by them proposed to the said Bill, and agreed to others with some Amendments, and desire they will pass the Bill, with the Amendments, as agreed to.

An Ingrossed Bill, intituled, *An Act for enlarging the Fees for granting Licenses to Pedlars*; was read a third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Gabriel Jones do carry it to the Council for their Concurrence.

An Ingrossed Bill, intituled, *An Act for dissolving the Vestry of the Parish of Nottoway, in the County of Amelia, and electing a new Vestry in the said Parish*; was read a third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Wood Jones do carry the Bill to the Council for their Concurrence.

A Bill, *For dividing the County of Lunenburg*, was read the second Time, and committed to M^r Reade, M^r Byrd, M^r Robert Jones, and M^r Kennon. 89

The House proceeded to the Consideration of the Book of Claims, and Part thereof was read, and agreed to, with some Amendments.

Ordered, That the further Consideration of the said Book be put off till To-morrow.

Ordered, That the House be called over, on Monday next.

Ordered,

Ordered, That a Committee be appointed, to examine the Inrolled Bills, of the following Persons, viz. Mr *Whiting*, Mr *Bland*, Mr *William Waller*, Mr *Attorney*, Mr *Robert Jones*, Mr *Gabriel Jones*, Mr *Reade*, Mr *Claiborne*, Mr *Maddison*, and Mr *Pendleton*.

A Message from the Council, by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act to vest certain Lands therein mentioned, in Henry Washington, Gent. in Fee Simple*.

And to the Bill, intituled, *An Act to discharge such Persons as shall purchase certain Lots in the Town of Alexandria, from the Condition of building thereon, and to vest certain Lands therein mentioned, in the Trustees of the said Town, for the Use of the Inhabitants thereof*, without any Amendment.

And then the House adjourned till To-morrow Morning Ten o'Clock.

Saturday, April 4, 1752.

A PETITION of *Joseph Nevill*, and *Abraham Farrow*, in Custody of the Serjeant at Arms, was presented to the House and read, setting forth, That they acknowledge themselves to be guilty of a very great Offence, in obstructing the Taking of the Poll, at the late Election of Burgesses, for the County of *Prince-William*, for which they are fallen under the Displeasure of this House, that they are truly sorry for the same, and pray to be discharged out of Custody.

Ordered, That the said *Joseph Nevill*, and *Abraham Farrow*, be brought to the Bar of the House, that they receive a Reprimand from the Chair, and that then they be discharged out of the Custody of the Serjeant at Arms.

Accordingly they were brought to the Bar of the House, and Mr Speaker spake as follows:

Joseph Nevill, and *Abraham Farrow*, The House have resolved, that you have been guilty of a great Misdemeanor, and Breach of the Privilege of this House, in obstructing the *Prince-William* Election; but in Consideration of your Confession and Submission, they have been so favourable to you, as to command me only to reprimand you; and I do reprimand you accordingly; and I am further to acquaint you, that it is their Pleasure, that you be discharged out of Custody, paying Fees.

Mr *Riddick* reported, That the Persons to whom the Bill, *For appointing several new Ferries, and discontinuing certain others*, was committed, had made several Amendments thereto; which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

90 Mr *Reade* reported, That the Persons to whom the Bill, *For continuing the Act, intituled, an Act for altering the Method of holding Courts, in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle and Augusta*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again read, and disagreed to.

Ordered, That the Bill be recommitted to the Members of *Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta*.

Mr *Robert Burwell*, according to Order, presented a Bill, *For establishing the Town of Smithfield, in the County of Isle of Wight*; and the same was read the first Time, and ordered to be read a second Time.

Mr *Lomax*, from the Committee of Trade, presented to the House, according to Order, a Bill, *To amend an Act, intituled, An Act for inspecting Pork, Beef, Flour, Tar, Pitch, and Turpentine*; and the same was read the first Time, and ordered to be read a second Time.

A Memorial of the Inspectors at *Eastermoft-River* Warehouse, in the County of *Gloucester*, was presented to the House and read, setting forth, That by the high Tide in 1749, a large Quantity of Transfer Tobacco was damaged in the said Warehouses, an Account of which was annexed to the said Memorial, and praying the Relief of the House.

Ordered,

Ordered, That the said Memorial be referred to the Committee of Claims, that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Bill, *For preserving the Breed of Sheep*; was read a second Time, and ordered to be Ingrossed.

Mr Bland reported, That the Persons to whom the Bill, *To confirm the Title of Lands purchased of the Nottoway Indians*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill be Ingrossed.

A Bill, *To allow certain Persons, in the County of Albemarle, to discharge their Levies, and Officers Fees, in Money, instead of Tobacco*; was read a second Time, and committed to the Members for Albemarle, Lunenburg, Frederick, and Augusta Counties.

A Bill, *For dividing the Parish of St. Mark, in the County of Culpepper, and for adding Part of that Parish of [to] St. Thomas, and Part of the said Parish of St. Thomas, to the upper Parish, in the said County of Culpepper*; was read a second Time, and committed to the Members for Culpepper, and Orange Counties.

A Message from the Council by Mr Walthoe.

That they have agreed to the Bill, intituled, *An Act for enlarging the Fees for granting Licences to Pedlars*, without any Amendment.

That they have passed a Bill, intituled, *An Act to vest the Power of granting Licences to Ordinary-Keepers, within the City of Williamsburg, and two Miles thereof, in the Visitors and Governors of the College of William and Mary, and to prevent unlawful playing of Interludes within the same*.

To which they desire the Concurrence of this House.

And that they have agreed to some, and disagreed to others, of the Amendments, ⁹¹ made by the House to their Amendments, to the Bill, intituled, *An Act for continuing and amending an Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*; and that they desire the House will pass the Bill, with the Amendments, as agreed to, by them.

The House, according to Order, proceeded to the further Consideration of the Book of Claims, and Part thereof was read, and agreed to, with several Amendments.

Ordered, That the further Consideration thereof be adjourned 'til Monday next.

A Message from the Council by Mr Walthoe.

That they have agreed to the Bill, intituled, *An Act for dissolving the Vestry of the Parish of Nottoway in the County of Amelia, and electing a new Vestry in the said Parish*; without any Amendment.

And then the House adjourn'd, till Monday Morning Ten o'Clock.

Monday, April 6, 1752.

A N Ingrossed Bill, intituled, *An Act for appointing several new Ferries, and discontinuing certain others*; was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Charles Carter do carry it to the Council for their Concurrence.

Ordered, That the Treasurer lay his Accounts before the House.

An Ingrossed Bill, intituled, *An Act for paying the Premium allowed to the Makers of Hemp, in the Counties where the same is made*; was read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Fry, do carry the Bill to the Council for their Concurrence.

An Ingrossed Bill, intituled, *An Act for preserving the Breed of Sheep*; was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered,

Ordered, That Mr *Carter Burwell* do carry the Bill to the Council for their Concurrence.

Two Members returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Abjuration Oath, and also subscribed the Test, took their Place in the House.

An Ingrossed Bill, intituled, *An Act for dissolving the Vestry of Frederick Parish, in the County of Frederick*; was read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Fairfax*, do carry the Bill to the Council for their Concurrence.

Mr *Fry*, from the Committee of Claims, reported, That they had had under their
 92 Consideration, divers Matters to them referred, and had come to several Resolutions thereupon, which he read in his Place and afterwards delivered in at the Table, where they were again read, and are as follow.

On Consideration of the Petition of *Robert Todd*;

Resolved, That it is the Opinion of this Committee, That he ought to be allowed for 14375 lbs. Crop Tobacco, damaged in *Norfolk* Warehouse, in the County of *Norfolk*, in *October* 1749, and *December* 1750, at the Rate of 16 *f.* and 8 *d.* per Hundred.

On Consideration of the Petition of Messrs. *Buchanan* and *Hill*;

Resolved, That it is the Opinion of this Committee, That they ought to be allowed for 6018 lbs. Crop Tobacco, damaged in the *Great-Bridge* Warehouse, in *Norfolk* County, at the Rate of 16 *f.* per Hundred.

On Consideration of the Petition of *Robert Todd*;

Resolved, That it is the Opinion of this Committee, That he ought to be allowed for 2164 lbs. Crop Tobacco, damaged at the *Great-Bridge* Warehouse, in *Norfolk* County, at the Rate of 16 *f.* per Hundred.

Resolved, That it is the Opinion of this Committee, That the several Persons mentioned, in the Schedule annexed to the Memorial of *Thomas*, and *James Hayes*, Inspectors at *Eastermost*-River Warehouse, in *Gloucester* County, ought to be allowed for the Tobacco, in the said Schedule contained, according to the respective Quantities, therein mentioned, at the Rate of 15 *f.* per Hundred, the same being damaged, and lost, in the said Warehouse.

Resolved, That it is the Opinion of this Committee, That the Petition of *John Clayton*, and *Charles Blacknall*, for Tobacco damaged in *Eastermost*-River Warehouse afore-said, ought to be referred to the Consideration of the next Session of Assembly, the Petitioners not appearing to make out the Allegations of their Petition, and to convince the Committee, That the Tobacco petitioned for by them, is not contained in the Memorials of the Inspectors at the said Warehouse, reported from this Committee, as above.

Resolved, That it is the Opinion of this Committee, That the Petition of *Robert Blaws*, for Tobacco damaged at the *Great-Bridge* Warehouse, in *Norfolk* County, ought to be referred to the Consideration of the next Session of Assembly, the Petitioner not appearing to make out the Allegations of his Petition.

The four first Resolutions were read a second Time, and the Question being put, That the House agree thereto,

Resolved, in the Affirmative.

The fifth Resolution was read a second Time, and the Question being put, That the House agree thereto.

It passed in the Negative.

Resolved, That the Petition of *John Clayton*, and *Charles Blacknall*, for Tobacco damaged in *Eastermost* River Warehouse, be rejected, it appearing that the Tobacco petitioned for by them, is contained in the Memorial of the Inspectors at the said Warehouse, reported by the said Committee, as above.

Then the other Resolution was read, and agreed to by the House.

Ordered, That it be an Instruction to the Committee of Claims, to whom it is referred, to prepare and bring in a Bill pursuant to several Resolutions of the said Committee,
 93

tee, reported on *Saturday* the 14th Day of *March* laſt, That they receive a Claufe or Clauſes, purſuant to the four firſt Reſolutions.

An Ingroſſed Bill, intituled, *An Act to enable the Veſtry of the upper Pariſh of Nanſemond County, to ſell certain Lands, and for other Purpoſes therein mentioned*, was read a third Time.

Reſolved, That the Bill do paſs.

Ordered, That Mr *Riddick*, do carry the Bill to the Council, for their Concurrence.

Mr Attorney reported, That the Perſons to whom the Bill, *To amend an Act, for aſcertaining the Damage upon proteſted Bills of Exchange, and for the better Recovery of Debts, due on Promiſſory Notes, and for the Affignment of Bonds, Obligations, and Notes*, was committed, had made ſeveral Amendments thereto, and he read the ſame in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the Houſe.

Ordered, That the Bill with the Amendments, be Ingroſſed.

A Bill, *To explain the Charter, and enlarge the Privileges, of the Borough of Norfolk*, was read the ſecond Time, and an Amendment made thereto, at the Table.

Ordered, That the Bill be Ingroſſed.

A Meſſage from the Council, by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for preſerving the Breed of Sheep*.

Alſo to the Bill, intituled, *An Act for paying the Premium allowed to the Makers of Hemp, in the Counties where the ſame is made*; without any Amendments.

And that they have made ſome Amendments to the Bill, intituled, *An Act for appointing ſeveral new Ferries, and diſcontinuing certain others*; to which they deſire the Concurrence of this Houſe.

Mr *Bland* reported, That the Perſons appointed, had, according to Order, prepared a Bill, *For eſtabliſhing a Town more convenient to the Inhabitants of this Colony, than the City of Williamſburg, and for erecting the Public Buildings therein*; and the ſame was read the firſt Time, and the Queſtion being put, that the Bill be read a ſecond Time; the Houſe divided; Noes go forth.

Yeas 57

Noes 31

Reſolved in the Affirmative.

Ordered, That the Bill be read a ſecond Time.

Mr *Bland* alſo reported, That the Perſons to whom the Bill, *For enlarging the Church, in the City of Williamſburg, and purchaſing an Organ to be placed therein*, was committed, had made ſeveral Amendments thereto, which he read in his Place, and then delivered in at the Table.

Ordered, That the ſaid Report do lie on the Table.

A Meſſage from the Council by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for encouraging Perſons to ſettle on the Waters of the Miſſiſſippi*.

And alſo to the Bill, intituled, *An Act to amend an Act, intituled, An Act for clearing Rivers and Creeks*; with ſome Amendments, to which they deſire the Concurrence of this Houſe. 94

A Bill, *For eſtabliſhing a Town more convenient to the Inhabitants of this Colony, than the City of Williamſburg, and for erecting the Public Buildings therein*; was read a ſecond Time, and committed to a Committee of the whole Houſe.

Reſolved, That this Houſe will reſolve itſelf, into a Committee of the whole Houſe, on the ſaid Bill, To-morrow.

Mr *Martin*, according to Order, preſented to the Houſe a Bill, *For docking the Intail of certain Lands, in the County of King-William, and veſting the ſame in William Dandridge, in Fee-Simple, and for ſettling other Lands, and Slaves, of greater value, to the ſame Uſes*; and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

The Houfe, according to Order, refumed the adjourn'd Confideration of the Book of Claims, another Part thereof was read, and with fome Amendments agreed to.

Ordered, That the further Confideration of the faid Book, be adjourn'd till To-morrow.

Ordered, That the Call of the Houfe be put off till To-morrow.

And then the Houfe adjourned, till To-morrow Morning Ten o'Clock.

Tuesday, April 7, 1752.

THE Houfe, according to Order, refumed the adjourn'd Confideration of the Book of Claims, and the remaining Part thereof was read, and feveral Amendments made thereto, and the Allowances of the feveral Officers being added, it was agreed to, by the Houfe.

Ordered, That Mr *Fry*, do carry the Book of Claims to the Council for their Concurrence, and that he do wait on the Governor and defire his Affent thereto.

A Meffage from the Council by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for diffolving the Veftry of Frederick Parifh, in Frederick County*, with fome Amendments, to which they defire the Concurrence of this Houfe.

And they have agreed to the Bill, intituled, *An Act to enable the Veftry of the upper Parifh, in Nanfemond County, to fell certain Lands; and for other Purpofes therein mentioned*; without any Amendments.

Upon a Motion made,

Ordered, That Leave be given, to bring in a Bill, *To veft the Right of two Acres of Land, whereof Elizabeth Exum is feifed in Fee-Simple, in the Juftices of the County of Southampton, to the Ufe of the faid County*; and it is referred to Mr *Robert Jones*, to prepare and bring in the fame.

Mr *Conway*, from the Committee of Privileges and Elections, reported, That they had had under their Confideration, the Writ for electing Burgeffes, to ferve in this prefent General Affembly, for the County of *Hanover*, and had come to a Refolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again
95 read, and agreed to by the Houfe, as follows.

Resolved, That the Return of the faid Writ, for electing Burgeffes, for the County of *Hanover*, is made in the Form prefcribed by Law.

The Houfe, according to Order, refolved itfelf into a Committee, upon the Bill, *For eftablifhing a Town, more convenient to the Inhabitants of this Colony, than the City of Williamfburg, and for erecting the Public Buildings therein*, and after fome Time fpent therein, Mr Speaker refumed the Chair, and Mr *Carter*, from the Committee, reported, that the Committee had had the fame under their Confideration, and made feveral Amendments thereto, but not having Time to go through the fame, the Committee had directed him to move for Leave to fit again.

Resolved, That this Houfe will again refolve itfelf into a Committee upon the faid Bill To-morrow.

Ordered, That the Call of the Houfe be adjourn'd till To-morrow.

Upon a Motion made,

Ordered, That Mr *Conway*, and Mr *Chinn*, be appointed a Committee, to infpect the Rolls, and other Records, of the Office of the Houfe of Burgeffes, to find if there ever was any Act, or Order of Affembly, *For eftablifhing the Parifh of White-Chappel, in the County of Lancafter*, and that they make Report thereof to the Houfe.

And then the Houfe adjourned till To-morrow Morning Ten o'Clock.

Wednesday,

Wednesday, April 8, 1752.

MR. Conway reported, That the Committee appointed had, according to Order, inspected the Acts and Orders of Affembly concerning the Parish of *White-Chapel*, in the County of *Lancaster*, and that it appeared to the said Committee, that by Order of Affembly, bearing Date the 23^d of *October*, 1666, all *Lancaster* County was included in one entire Parish, and called *Christ-Church* Parish; but it did not appear to the said Committee that there ever was any Act, Order of Affembly, Order of Government, or so much as an Order of any Court, to constitute or give Bounds for any such Parish as *White-Chapel*, in *Lancaster* County, either by the Name of *White-Chapel*, or any other Name whatsoever; and that they were of Opinion, that *Christ-Church* Parish, in *Lancaster* County, was never legally divided.

Mr Fry, from the Committee of Claims, presented to the House, according to Order, a Bill, *For making Reparation for the Tobacco lately damaged and lost in Gray's Creek, Guilford, the College Landing, Hampton, Norfolk, the Great-Bridge, Eastermoft-River, and Warwickfqueak-Bay Warehouses*; and the same was read the first Time, and ordered to be read a second Time.

A Message from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker*, the Governor commands the immediate Attendance of this House in the Council Chamber.

Mr *Speaker* with the House went up accordingly, and being returned, Mr *Speaker* reported, That the House had attended the Governor in the Council Chamber, and that his Honour was pleased to acquaint the House, that he had just received his Majesty's Order in Council, repealing Ten Acts passed in the last Session of Affembly, and confirming Fifty Seven others; and as some of the Acts, thereby repealed, may by this House be judged very beneficial and of great Utility to this Colony, He thought it proper to lay the said Order, together with a Letter, he had received from Mr *Sharpe*, the Clerk of the Council, before this House, that they may consider what Measures may be necessary to be taken therein.

Resolved, That the Thanks of this House be returned to his Honour the Governor, for communicating to this House his Majesty's Order in Council, and the Letter from Mr *Sharpe*; and that Mr *Charles Carter*, Mr Attorney, Mr *Bland*, Mr *Landon Carter*, and Mr *Wormeley*, do wait on his Honour for that Purpose.

Then the House proceeded to take his Majesty's Order in Council, and the Letter from Mr *Sharpe*, into Consideration, and thereupon,

Resolved, That an immediate Conference be desired with the Council, upon the Subject Matter thereof.

Ordered, That Mr *Charles Carter*, Mr Attorney, Mr *Whiting*, Mr *Benjamin Waller*, Mr *Landon Carter*, and Mr *Bland*, be appointed to manage the same.

Ordered, That a Message be sent to the Council, to acquaint them, that this House do desire an immediate Conference with them, on the Subject Matter of the said Order and Letter, and that they have appointed Six of their Members, to meet such Members as shall be appointed by the Council; and that Mr *Charles Carter* do go up with the said Message.

Mr *Robert Jones*, according to Order, presented to the House, a Bill, *To vest the Right of Two Acres of Land, whereof Elizabeth Exum, is seised in Fee-Simple, in the Justices of the County of Southampton, to the Use of the said County*; and the same was read the first Time, and ordered to be read a second Time.

A Message from the Council, by Mr *Walthoe*.

That the Council do agree to the Conference desired by this House, upon the Subject Matter of the Papers delivered to this House by the Governor, and had appointed Three of their Members Managers, to meet the Members appointed by this House, immediately in the Conference Chamber.

Ordered,

¹. So printed in the original.

Ordered, That the Managers for this House do, at the said Conference, propose to the Managers for the Council, that a Committee may be appointed, consisting of some of the Members of the Council and of this House, to consider what may be proper and necessary to be done in Relation to the said Papers; and the Managers withdrew accordingly.

A Bill, *For docking the Intail of certain Lands, in the County of King-William, and vesting the same in William Dandridge, in Fee-Simple, and for settling other Lands, of greater Value, to the same Uses*; was read a second Time, and committed to Mr Martin, Mr Moore, Mr Adams, Mr Power, and Mr Johnson.

Mr Carter reported, from the Conference, That the Managers appointed by this House, had met the Managers appointed by the Council, in the Conference Chamber, and had proposed to them the appointing a Committee, to consist of some of the Members of the Council and this House, to consider what may be proper and necessary to be done in Relation to the Papers laid before this House by the Governor; to which the Managers for the Council replied, that they would acquaint the Council with the Proposal, and return an Answer by a Messenger of their own.

A Message from the Council by Mr Walthoe.

That the Council do desire an immediate Conference upon the Subject Matter of the last Conference.

Resolved, That this House doth agree to the said Conference, and that Mr Carter do acquaint the Council therewith.

Ordered, That the Persons appointed Managers in the former Conference, be appointed Managers in this; and they withdrew accordingly.

Mr Carter, from the said Conference, reported, That they had met the Managers appointed by the Council, who acquainted them, that the Council do agree to the Proposal, made by this House, of a Joint-Committee, and had appointed the Honourable John Blair, William Nelson, and Thomas Nelson, Esquires, to be of the Committee, with such Members as shall be appointed by this House, with Power to adjourn from Time to Time, 'til the Business is completed.

Ordered, That Mr Charles Carter, Mr Attorney, Mr Whiting, Mr Benjamin Waller, Mr Landon Carter, and Mr Bland, be appointed a Committee, in Conjunction with the Members appointed by the Council, with Power to adjourn from Time to Time, 'til the Business is completed; and that Mr Charles Carter do acquaint the Council therewith.

A Bill, *To amend the Act, intituled, An Act for establishing a Town near Roy's Warehouse, in the County of Caroline, and for other Purposes therein mentioned*, was read a second Time, and committed to Mr Pendleton, Mr Lomax, Mr Turner, Mr Attorney, Mr Power, Mr Benjamin Waller, Mr Dewey, Mr Martin, Mr Robert Jones, Mr Bland, Mr Landon Carter, and Mr William Waller.

Mr Reade reported, That the Persons to whom the Bill, *For continuing the Act, intituled, An Act for altering the Method of holding Courts, in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered in at the Table.

Ordered, That the said Amendments do lie on the Table.

Mr Power reported, That the Persons to whom the Bill, *For establishing the Town of Portsmouth, in the County of Norfolk*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Engrossed.

An engrossed Bill, intituled, *An Act for reviving the Duty upon Slaves, to be paid by the Buyers, for the Term therein mentioned*; was read a third Time, and the Blanks therein filled up.

Upon a Motion made.

An Engrossed Clause was added to the Bill as a Rider, and thereupon,

Resolved, That the Bill do pass.

Ordered, That Mr Lomax, do carry the Bill to the Council for their Concurrence.

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The House, according to Order, resolved itself into a Committee upon the Bill, *For* ⁹⁸
establishing a Town, more convenient to the Inhabitants of this Colony than the City of
Williamfburg, and for erecting the Public Buildings therein; and after some Time spent
 therein, Mr Speaker resumed the Chair, and Mr *Charles Carter*, from the Committee,
 reported, that they had gone through the said Bill, and made several Amendments thereto,
 which he read in his Place and afterwards delivered in at the Table, where they were
 again read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

Ordered, That the Call of the House be put off till To-morrow.

Ordered, That Mr *Fry* have Leave to be absent from the Service of the House.

And then the House adjourned till To-morrow Morning Ten o'Clock.

Thursday, April 9, 1752.

THE Treasurer, according to Order, laid his Accounts before the House.

Ordered, That the said Accounts do lie on the Table, to be perused by the
 Members of the House.

Mr *Charles Carter* reported, That the Persons appointed had according to Order,
 waited on his Honour the Governor, and returned him the Thanks of this House for
 communicating to the House his Majesty's Order in Council, relating to several of the
 Acts of the last Session of Assembly, to which his Honour was pleased to answer, That it
 was a great Satisfaction to him, that the House of Burgesses approved of his Conduct,
 and that he should always endeavour to promote the true Interest of this Colony.

Mr *Charles Carter* reported, That the Committee appointed by the House, in Con-
 junction with the Committee appointed by the Council, to consider what Measures were
 necessary to be taken, on the Papers laid before this House Yesterday, by his Honour
 the Governor, had accordingly met the Committee appointed by the Council, and had
 had the said Papers under their Consideration, and come to several Resolutions there-
 upon, which he read in his Place and then delivered in at the Table, where they were
 again read, and agreed to, by the House, as follow.

Resolved, That the Proceedings, and Process, of the General Court, since the Making
 of an Act, intituled, *An Act for establishing the General Court, and for regulating and*
settling the Proceedings therein, which hath been repealed by Proclamation, ought to
 be declared good and valid.

Resolved, That a Representation be made to his Majesty, setting forth the unhappy
 Circumstances of this Colony, occasioned by the Proclamation for repealing the several
 Acts of Assembly therein mentioned, and humbly to lay before him the Inconveniences
 and Hardships We may suffer by Reason of his Majesty's giving his Royal Assent to
 such Acts, as in their Nature may require frequent Alterations and Amendments.

Resolved, That an Address be presented to the Governor, to desire his Countenance,
 and Assistance, in procuring a Redress of the Grievances this Colony labours under, by
 the Repeal of the said Acts of Assembly.

Ordered, That a Bill be brought in pursuant to the first Resolution, and it is referred ⁹⁹
 to Mr *Charles Carter*, Mr Attorney, Mr *Whiting*, Mr *Benjamin Waller*, Mr *Landon Carter*,
 and Mr *Bland*, to prepare and bring in the same.

Ordered, That Mr *Charles Carter* do go up with a Message to the Council, and inform
 them, that this House have agreed to the Resolution of the Committee appointed by the
 Council, and this House, for drawing up a Representation to his Majesty, and that they
 have appointed Six of their Members, to meet such of the Members of the Council as they
 shall think fit to appoint, to join in drawing up the same.

Ordered, That Mr *Charles Carter*, Mr Attorney, Mr *Whiting*, Mr *Benjamin Waller*,
 Mr *Landon Carter*, and Mr *Bland*, do prepare an Address to his Honour the Governor,
 pursuant to the third Resolution.

A Message from the Council by Mr *Walthoe*.

That they have agreed to the Book of Claims, without any Amendment.

Mr *Fry* reported, That he had, according to Order, waited on his Honour the Governor, with the Book of Claims, and that he was pleased to give his Assent thereto.

A Petition of *Henry Payton*, was presented to the House and read, setting forth, That he had surrendered himself, in Custody of the Serjeant at Arms, pursuant to an Order of this House, that he is truly sensible of his Offence, and is sorry for the same, and is ready to submit to what this House will please to Order.

Ordered, That the said *Henry Payton*, be brought to the Bar of the House, that he receive a Reprimand, from the Chair, and that then he be discharged out of Custody, paying Fees.

He was accordingly brought to the Bar, and Mr *Speaker* spoke as follows.

Henry Payton, this House have resolved, that you have been guilty of a great Misdemeanor, and Breach of the Privilege of this House, in obstructing the *Prince-William* Election: But, in Consideration of your Confession and Submission, they have been so favourable to you, as to command me only to reprimand you, and I do reprimand you accordingly, and I am further to acquaint you, that it is their Pleasure that you be discharged out of Custody, paying Fees.

Mr *Charles Carter* reported, That the Persons appointed had, according to Order, prepared a Bill, *Declaring the Process and Proceedings of the General Court*, between the Commencement and Repealing of the Act, intitled, *An Act for establishing the General Court, and for regulating and settling the Proceedings therein, to be good and valid*; and the same was read the first Time, and ordered to be read a second Time.

An Ingrossed Bill, intitled, *An Act for establishing a Town more convenient to the Inhabitants of this Colony, than the City of Williamsburg, and for erecting the Public Buildings therein*; was read a third Time, and the Blanks therein filled up, and the Question being put, that the Bill do pass, the House divided;
Noes go forth.

Noes 34

Yeas 44

Resolved in the Affirmative.

100 Ordered, That Mr *Charles Carter*, do carry the Bill to the Council, for their Concurrence.

A Message from the Council, by Mr *Walthoe*.

That the Council have agreed to the Resolution of the joint Committee, That a Representation be made to his Majesty. And have appointed their Members who were of the Committee, to join with the Members appointed by this House, in drawing the same.

And that they have agreed to the Bill, intitled, *An Act for reviving the Duty upon Slaves, to be paid by the Buyers, for the Term therein mentioned*, without any Amendment.

A Bill, *Declaring the Process and Proceedings of the General Court*, between the Commencement and Repealing of the Act, intitled, *An Act for establishing the General Court, and for regulating the Proceedings therein, to be good and valid*; was read a second Time.

Ordered, That the Bill be Ingrossed.

And the said Bill was immediately Ingrossed, and read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Attorney do carry the Bill to the Council for their Concurrence.

Ordered, That a Committee for proportioning the Public Levy be appointed of the following Persons, Mr *William Waller*, Mr *Benjamin Waller*, Mr *Waring*, Mr *Walker*, Mr *Claiborne*, Mr *Reade*, Mr *Eyre*, and Mr *Westwood*.

An Ingrossed Bill, intitled, *An Act to empower the Vestry of the Parish of Truro, in the County of Fairfax, to sell their Glebe, and to pay Part of the Purchase Money, to the Vestry of the Parish of Cameron*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *West* do carry the Bill to the Council for their Concurrence,

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An Ingroffed Bill, intituled, *An Act to explain the Charter, and enlarge the Privileges of the Borough of Norfolk, and for other Purposes therein mentioned*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Attorney do carry the Bill to the Council for their Concurrence.

A Message from the Council by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act declaring the Procefs and Proceedings of the General Court*, between the Commencement and Repealing of the Act, intituled, *An Act for establishing the General Court, and for regulating and settling the Proceedings therein, to be good and valid*; without any Amendment.

The House proceeded to take into their Consideration, the Amendments proposed by the Council, to the Bill, intituled, *An Act for dissolving the Vestry of Frederick Parish, in Frederick County*; and the same were read and agreed to.

Ordered, That Mr *Fairfax*, do go up with a Message to the Council, and acquaint them, that the House have agreed to the Amendments by them proposed to the said Bill.

A Bill *For establishing the Town of Wittonton, and to prevent Wooden Chimnies being built therein*, was read a second Time, and committed to Mr *Claiborne*, Mr *Bolling*, Mr *Eppes*, and Mr *Reade*. 101

A Message from the Governor by Mr *Walthoe*.

Mr Speaker, the Governor commands the immediate Attendance of this House in the Council-Chamber.

Mr Speaker with the House went up accordingly, and the Governor was pleased to give his Assent to the following Bill, *viz*.

An Act declaring the Procefs and Proceedings of the General Court, between the Commencement and Repealing of the Act, intituled, An Act for establishing the General Court, and for regulating and settling the Proceedings therein, to be good and valid.

A Bill, *To oblige Prosecutors of Offences not Capital, to pay the Costs of the Prosecution, where the Defendants shall be acquitted*; was read a second Time.

Ordered, That the Bill be ingroffed.

A Bill *To dock the Intail of 250 Acres of Land, in the Parish of Westover, in the County of Charles-City, whereof Rebecca, Wife of William Clinch, lately died, seized in Fee-Tail, and for vesting the same, in certain trustees, in Fee-Simple, and for other Purposes therein mentioned*, was read a second Time.

Ordered, That the Bill be committed to Mr *Claiborne*, Mr *Pendleton*, Mr *Bolling*, Mr *Benjamin Harrison*, and Mr *Kennon*, That they do examine into the Truth of the Allegations thereof, and report the same with their Opinion thereupon to the House.

Ordered, That the Call of the House be put off till To-morrow.

And then the House adjourned, till To-morrow Morning Ten o'Clock.

Friday, April 10, 1752.

Mr *Pendleton* reported, That the Persons to whom the Bill, *To amend the Act, intituled, An Act for establishing a Town near Roy's Warehouse, in the County of Caroline, and for other Purposes therein mentioned*; was committed, had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments, be Ingroffed.

Mr *Charles Carter* reported, That the Persons to whom the Bill, *For regulating the Size and Dimensions of Staves, Headings and Shingles, intended for Exportation*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That Mr *Riddick* have leave to be absent from the Service of this House, on extraordinary Occasions.

Ordered,

Ordered, That M^r Douglas have Leave to be absent from the Service of this House, for the Recovery of his Health.

102 *An Ingrossed Bill from the Council, intituled An Act to vest the Power of granting Licenses to Ordinary Keepers, within the City of Williamsburg, and two Miles thereof, in the Visitors and Governors of the College of William and Mary, and to prevent the unlawful playing of Interludes within the same*; was read the first Time, and ordered to be read a second Time.

An ingrossed Bill from the Council, intituled, *An Act to render the Laws more effectual for preventing the Stealing of Sheep*, was read the third Time, and the Question being put, that the House agree thereto.

It passed in the Negative.

Resolved, That the Bill be rejected.

An Ingrossed Bill, intituled, *An Act for establishing the Town of Portsmouth, in the County of Norfolk*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Power do carry it to the Council for their Concurrence.

An Ingrossed Bill, intituled, *An Act to confirm the Title of Lands purchased of the Nottoway Indians*; was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Bland do carry it to the Council for their Concurrence.

The House proceeded to take into Consideration the Amendments, proposed by the Council, to the Bill, intituled, *An Act for encouraging Persons to settle on the Waters of the Mississippi*; and the same were read and agreed to.

Ordered, That M^r Carter Burwell do go up with a Message to the Council, and acquaint them therewith.

The House proceeded to take into their Consideration the Amendments insisted on by the Council, and disagreed to by the House, to the Bill, intituled, *An Act to continue and amend an Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*; and the same were read.

Resolved, That this House do insist on their Disagreement to the Amendments.

Ordered, That M^r Charles Carter do go up with a Message to the Council and acquaint them therewith, and that this House desire they will pass the Bill, with the Amendments as agreed to by the House.

Ordered, That M^r Bolling have Leave to be absent, from the Service of the House, till Tuesday next.

An Ingrossed Bill, intituled, *An Act to oblige Prosecutors of Offences not Capital to pay the Costs of their Prosecution, where the Defendants shall be acquitted*; was read a third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Benjamin Waller do carry it to the Council for their Concurrence.

A Bill, *To amend an Act, intituled, An Act for erecting a Town at Bray's Church, in the County of King-George*; was read a second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *For preventing the Importation of Madeira Wines in Casks, under the true Gauge*; was read a second Time.

Ordered, That the Bill be Ingrossed.

103 A Bill, *For making Reparation for the Tobacco lately damaged, and lost, in the several Public Warehouses therein mentioned*; was read a second Time, and an Amendment made to the Title thereof, at the Table.

Ordered, That the Bill be Ingrossed.

M^r Green reported, That the Persons to whom the Bill, *For dividing the Parish of St. Mark, in the County of Culpepper, and for adding Part of that Parish to the Parish of St. Thomas, and Part of the said Parish of St. Thomas, to the upper Parish in the said County of Culpepper*, was committed, had made several Amendments thereto, which he read in

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his Place, and then delivered in at the Table, where they were again read, and agreed to by the Houfe.

Ordered, That the Bill be Ingroffed.

Ordered, That the Call of the Houfe be put off till To-morrow.

And then the Houfe adjourned till To-morrow Morning Ten o'Clock.

Saturday, April 11, 1752.

THE Houfe being informed, That *Joshua Hurt*, and *Charles Oaks*, of the County of *King-William*, had interrupted and affaulted the Servants belonging to fome of the Members of this Houfe, in their way to *Williamsburg*, on their Mafters Buinefs.

Resolved, That the faid *Joshua Hurt*, and *Charles Oaks*, in fo doing, are guilty of a Breach of the Privileges of this Houfe.

Ordered, That the faid *Joshua Hurt*, and *Charles Oaks*, be taken into the Cuftody of the Serjeant at Arms.

An Ingroffed Bill, intituled, *An Act to amend an Act, intituled, An Act for afcertaining the Damage upon protefted Bills of Exchange, and for the better Recovery of Debts, due on Promiffory Notes, and for the Affignment of Bonds, Obligations, and Notes*, was read the third Time, and the Queftion being put, that the Bill do pafs.

It paffed in the Negative.

Resolved, That the Bill be rejected.

Ordered, That Leave be given to bring in a Bill, *To amend the Act concerning Executions, and for the Relief of Insolvent Debtors*, and it is referred to Mr Attorney, Mr Pendleton, and Mr Landon Carter, to prepare and bring in the fame.

An Ingroffed Bill, intituled, *An Act to amend the Act, intituled, An Act for eftablifhing a Town near Roy's Warehouse, in the County of Caroline, and other Purpofes therein mentioned*, was read a third Time.

Resolved, That the Bill do pafs.

Ordered, That Mr Pendleton do carry it to the Council for their Concurrence.

A Meffage from the Council, by Mr Walthoe.

That they have agreed to the Bill, intituled, *An Act to oblige Profecutors of Offences not Capital, to pay the Cofts of the Profecution, where the Defendant fhall be acquitted*; with fome Amendments, to which they defire the Concurrence of this Houfe.

Alfo that they have receded from their Difagreement to the Amendments propofed by the Houfe, to their Amendments to the Bill, intituled, *An Act for continuing and amending the Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*. 104

And that they have agreed to the Bill, intituled, *An Act to impower the Veftry of the Parifh of Truro, in the County of Fairfax, to fell their Glebe, and to pay Part of the Purchase Money to the Veftry of the Parifh of Cameron, without any Amendment*.

Mr Claiborne reported, That the Perfons to whom the Bill, *For eftablifhing the Town of Wittonton, and to prevent Wooden Chimnies being built therein*; was committed, had made feveral Amendments thereto, which he read in his Place, and afterwards delivered in at the Table, where they were again twice read, and agreed to by the Houfe.

Ordered, That the Bill, with the Amendments, be Ingroffed.

A Bill, intituled, *An Act for dividing the Parifh of St. Mark, in the County of Culpepper, and for adding Part of that Parifh to the Parifh of St. Thomas, and Part of the faid Parifh of St. Thomas, to the upper Parifh in the faid County of Culpepper*; was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pafs.

Ordered, That Mr Spotswood do carry it to the Council for their Concurrence.

Ordered, That Mr Robert Jones have leave to be abfent, from the Service of this Houfe, till Saturday next.

Ordered,

Ordered, That there be a Call of the Houfe on *Tuesday* next.

Ordered, That Mr *Reade* be added to the Committee to whom the Bill, *To dock the Intail of 250 Acres of Land, in the Parish of Westover, in the County of Charles-City, whereof Rebecca Wife of William Clinch, lately died feised in Fee-Tail, and for vesting the fame in certain Trustees, in Fee-Simple, and for other Purposes therein mentioned*, was committed.

A Bill, *To impower the Justices of the County of Stafford, to levy for Nathaniel Harrison, and Hugh Adie, Gent. the Value of their Work and Labour in Building a Court-House, for that County, which was burned before it was finished*, was read the second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *To prevent malicious Maiming, and Wounding*, was read a second Time, and committed to Mr *Carter Burwell*, Mr *Benjamin Waller*, Mr *Martin*, Mr *Charles Carter*, and Mr *Landon Carter*.

A Bill, *To vest the Right of Two Acres of Land, whereof Elizabeth Exum is feised, in Fee-Simple, in the Justices of the County of Southampton, to the Use of the said County*; was read a second Time.

Ordered, That the Bill be Ingrossed.

A Bill, *For establishing the Town of Smithfield, in the County of Isle of Wight*, was read a second Time.

Ordered, That the Bill be Ingrossed.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, presented to the Houfe, according to Order, a Bill, *For clearing James, Fluvanna, and Rivanna Rivers*; and the same was read the first Time, and ordered to be read a second Time.

Ordered, That the Treafurer's Accounts be referred to Mr *Charles Carter*, Mr *Carter Burwell*, Mr *Christopher Robinson*, Mr *Martin*, Mr *Johnson*, and Mr *Dudley Digges*; that they examine the several Articles thereof, and report the Ballance, as it shall appear to them, to the Houfe.

An Ingrossed Bill, intituled, *An Act for regulating the Size, and Dimenfions of Staves, Headings, and Shingles, intended for Exportation*; was read the third Time, and the Blanks therein filled up.

Upon a Motion made,

An Ingrossed Clause was added as a Rider to the Bill.

Resolved, That the Bill do pafs.

Ordered, That Mr *Lomax* do carry the Bill to the Council for their Concurrence.

An Ingrossed Bill, *For dividing the County of Lunenburg, and Parish of Cumberland*; was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pafs.

Ordered, That Mr *Reade* do carry it to the Council for their Concurrence.

And then the Houfe adjourn'd, till *Monday Morning Ten o'Clock*.

Monday, April 13, 1752.

Mr *Landon Carter* reported, That the Persons appointed had, according to Order, prepared a Bill, *To amend an Act, intituled, An Act declaring the Law concerning Executions, and for the Relief of Insolvent Debtors*; and the same was read the first Time, and ordered to be read a second Time.

Ordered, That Mr *Lomax*, and Mr *Green*, have Leave to be absent, from the Service of the Houfe, on their necessary Occasions.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For paying the Burgeffes Wages in Money, for this present Session*.

An Ingrossed Bill, intituled, *An Act to amend an Act, intituled, An Act for erecting a Town at Bray's Church, in the County of King-George*; was read the third Time.

Resolved, That the Bill do pafs.

Ordered,

Ordered, That Mr Charles Carter do carry it to the Council for their Concurrence.

An Ingrossed Bill, intituled, *An Act to vest the Right of Two Acres of Land, whereof Elizabeth Exum is seised, in Fee-Simple, in the Justices of the County of Southampton, to the Use of the said County*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Bland do carry it to the Council for their Concurrence.

An Ingrossed Bill, intituled, *An Act for preventing the Importation of Madeira Wines in Casks, under the true Gauge*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Norton do carry it to the Council for their Concurrence.

An Ingrossed Bill, *To empower the Justices of the County of Stafford, to levy for Nathaniel Harrison, and Hugh Adie, Gent. the Value of their Work, and Labour, in building a Court-House, which was burned before it was finished*; was read the third Time. 106

Resolved, That the Bill do pass.

Ordered, That Mr Landon Carter do carry it to the Council for their Concurrence.

An Ingrossed Bill, intituled, *An Act for establishing the Town of Wittonton, in the County of Chefterfield, and preventing the Building of Wooden Chimnies therein*; was read a third Time, and an Amendment made to the Title, at the Table, and the Blanks in the Bill filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Reade do carry it to the Council for their Concurrence.

Mr Reade reported, That the Persons to whom the Bill, *To allow certain Persons, in the County of Albemarle, to discharge their Levies, and Officers Fees in Money*; was committed, had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

An Ingrossed Bill, *For establishing the Town of Smithfield, in the County of Isle of Wight*; was read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Robert Burwell do carry it to the Council for their Concurrence.

An Ingrossed Bill from the Council, intituled, *An Act to vest the Power of granting Licenses to Ordinary Keepers, within the City of Williamsburg, and two Miles thereof, in the Visitors and Governors of the College of William and Mary, and to prevent the unlawful playing of Interludes within the same*; was read a second Time.

A Motion was made, That the Bill be committed to a Committee of the whole House, and the Question being put thereupon,

Resolved in the Negative.

Then a Motion was made, That the Bill be read a third Time, and the Question being put thereupon,

It passed in the Negative.

Resolved, That the Bill be rejected.

The House proceeded to take into Consideration the Amendments, proposed by the Council, to the Bill, intituled, *An Act to oblige Prosecutors of Offences not Capital to pay the Costs of the Prosecution, where the Defendant shall be acquitted*; and the same being read, were disagreed to, all but one.

Ordered, That Mr Benjamin Waller do go up with a Message to the Council, and acquaint them, that this House have agreed to one of the Amendments by them proposed to the said Bill, and disagreed to the Others, and desire they will pass the Bill, with the Amendment agreed to.

And then the House adjourned till To-morrow Morning Ten o'Clock.

Tuesday,

Tuesday, April 14, 1752.

THE House proceeded to take into Consideration the Amendments made by the Committee of the whole House, to the Bill, *For enlarging the Church in the City of Williamsburg, and purchasing an Organ to be placed therein*; and the same being read, were disagreed to.

Ordered, That the Bill be Ingrossed.

A Petition of *Charles Oaks*, Junr. and *Joshua Hurt*, setting forth, That they are truly sorry for the Offence they have given the House, that they have surrendered themselves, in Custody of the Serjeant at Arms, and submit to such Order as this House shall please to make, and pray to be discharged out of Custody.

Ordered, That the said *Charles Oaks*, and *Joshua Hurt*, be brought to the Bar of the House, that they receive a Reprimand from the Chair, and then be discharged out of Custody, paying Fees.

They were accordingly brought to the Bar, and Mr Speaker spoke as follows.

Charles Oaks, and *Joshua Hurt*, The House have resolved, That you have been guilty of a great Misdemeanor, and Breach of the Privilege of this House, in stopping and abusing the Servants of some of the Members thereof, in their Way to *Williamsburg*, on their Masters Business: But, in Consideration of your Submission, they have been so favourable to you, as to command me only to reprimand you, and I do reprimand you accordingly, and I am further to acquaint you, that it is their Pleasure that you be discharged out of Custody, paying Fees.

Mr *Martin* reported, That the Persons to whom the Bill, *For docking the Intail of certain Lands in the County of King-William, and vesting the same in William Dandridge, in Fee-Simple, and for settling other Lands and Slaves, of greater Value, to the same Uses*; was committed, had examined into the Allegations thereof, and found them to be true, and that they have made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

Ordered, That Mr *Martin* have Leave to be absent from the Service of the House till Saturday next.

A Bill, *To amend an Act, intituled, An Act declaring the Law concerning Executions, and for the Relief of Insolvent Debtors*; was read the second Time.

Ordered, That the Bill be Ingrossed.

Ordered, That the Call of the House be put off till To-morrow.

An Ingrossed Bill, intituled, *An Act for making Reparation for the Tobacco, lately damaged, and lost, in the several Public Warehouse therein mentioned*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Conway* do carry it to the Council for their Concurrence.

108 An Ingrossed Bill, intituled, *An Act to allow certain Persons in the Counties of Albemarle, Lunenburg, Halifax, and Fairfax, to discharge their Levies, and Officers Fees, in Money, instead of Tobacco, and for other Purposes therein mentioned*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Reade* do carry it to the Council for their Concurrence.

A Message from the Council by Mr *Waltheof*.

That they have agreed to the Bill, intituled, *An Act to explain the Charter, and enlarge the Privileges of the Borough of Norfolk, and for other Purposes therein mentioned*, with some Amendments, to which they desire the Concurrence of this House.

That they have agreed to the Bill, intituled, *An Act to confirm the Title of Lands purchased of the Nottoway Indians, and for other Purposes therein mentioned*.

Also

Alfo to the Bill, intituled, *An Act for preventing the Importation of Madeira Wines, in Cafks, under the true Gauge.*

Alfo to the Bill, intituled, *An Act for regulating the fize, and Dimenfions, of Staves, Headings, and Shingles, intended for Exportation to Madeira, and the Weft-Indies.*

Alfo to the Bill, intituled, *An Act for dividing the Parifh of St. Mark, in the County of Culpepper, and for adding Part of that Parifh to the Parifh of St. Thomas, and Part of the faid Parifh of St. Thomas, to the upper Parifh in the faid County of Culpepper.*

And alfo to the Bill, intituled, *An Act to veft the Right of two Acres of Land, whereof Elizabeth Exum is feifed, in Fee-Simple, in the Juftices of the County of Southampton, to the Ufe of the faid County, without any Amendment.*

And that they infift on their Amendments, difagreed to by this Houfe, to the Bill, intituled, *An Act to oblige Profecutors of Offences not Capital, to pay the Coft of the Profecution, where the Defendant fhall be acquitted; and defire this Houfe will recede from their Difagreement thereto.*

The Houfe proceeded to take into Confideration, the Amendment propofed by the the Council, to the Bill, intituled, *An Act to explain the Charter, and enlarge the Privileges of the Borough of Norfolk, and for other Purpofes therein mentioned; and the fame was read and agreed to.*

Ordered, That Mr Hutchings do go up with a Meffage to the Council, and acquaint them, that this Houfe have agreed to the Amendment by them propofed, to the faid Bill.

The Houfe proceeded to take into Confideration, the Amendments infifted on by the Council, to the Bill, intituled, *An Act to oblige Profecutors of Offences not Capital, to pay the Cofts of the Profecution, where the Defendant fhall be acquitted; and the fame were read, and agreed to.*

Ordered, That Mr Benjamin Waller do go up with a Meffage to the Council, and acquaint them, that this Houfe do recede from their Difagreement to the faid Amendments.

Mr Bland, according to Order, prefented to the Houfe a Bill, *For paying the Burgefles Wages in Money, for this prefent Seffion; and the fame was read a firft Time and ordered to be read a fecond Time.*

A Bill, *For appointing a Treasurer, and other Purpofes therein mentioned; and the fame was read a fecond Time, and committed to Mr Charles Carter, Mr Carter Burwell, Mr Christopher Robinson, Mr Martin, Mr Johnson, and Mr Dudley Digges.* 109

A Bill, *For paying the Burgefles Wages in Money, for this prefent Seffion; and the fame was read a fecond Time.*

Ordered, That the Bill be Ingroffed.

Mr Claiborne reported, That the Perfons to whom the Bill, *To dock the Intail of 250 Acres of Land, in the Parifh of Weftover, in the County of Charles-City, whereof Rebecca, Wife of William Clinch, lately died feifed in Fee-Tail, and for vefting the fame in Trustees, in Fee-Simple, and for other Purpofes therein mentioned; and the fame was committed, had according to Order, examined into the Allegations thereof, and found them to be true, and that they had made an Amendment thereto, which he read in his Place, and then delivered in at the Table, where it was again read and agreed to by the Houfe.*

Ordered, That the Bill, with the Amendments, be Ingroffed.

And then the Houfe adjourn'd till To-morrow Morning Ten o'Clock.

Wednesday, April 15, 1752.

THE Houfe proceeded to take into Confideration the Amendments propofed by the Council, to the Bill, intituled, *An Act to amend an Act, intituled, An Act for clearing Rivers and Creeks; and the fame being read, were difagreed to.*

Ordered, That Mr Moore do go up with a Meffage to the Council, and acquaint them, that this Houfe cannot agree to the Amendments by them propofed to the faid Bill, and defire they will pafs the fame, without the faid Amendments.

Mr

M^r *Carter Burwell* reported, That the Persons to whom the Bill, *To prevent malicious Maiming and Wounding*; was committed, had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

M^r *Charles Carter* reported, That the Persons appointed had according to Order, prepared an Address to the Governor; which he read in his Place, and afterwards delivered in at the Table, where it was again read, and agreed to by the House, as follows.

To the Honourable ROBERT DINWIDDIE, Esq; his Majesty's Lieutenant-Governor, and Commander in Chief, of the Colony and Dominion of Virginia.

The humble ADDRESS of the BURGESSES.

SIR,

110 **W**E his Majesty's most dutiful and loyal Subjects, the Burgesses of *Virginia*, now met in General Assembly, beg Leave, upon the Confidence that we place, in the repeated Assurances that your Honour has been pleased to give, of your kind Assistance in any Matter that shall be conducive to the Good and Welfare of this Dominion, to recommend to your Care and Direction, the Representation made by this House, in Conjunction with the Council, to his Majesty; in which the unhappy Circumstances of this Colony, under the late Proclamation, for the Repeal of sundry useful and salutary Acts of Assembly; as also the Inconveniencies that may arise from the giving his Assent to such Laws, that in their Nature, must require frequent Alterations and Amendments, are most humbly and dutifully set forth: And we doubt not but by your Honour's Countenance, and Application, his Majesty will be graciously pleased to extend his Royal Indulgence, so far as to direct a Redress suitable to the Inconveniencies complained of.

Ordered, That the said Address be fairly transcribed, and presented to his Honour, by the whole House, and that the Persons who prepared the same, do wait on him to know his Pleasure, when the House shall attend him with the same.

A Message from the Governor by M^r *Walshoe*.

That they have agreed to the Bill, *For dividing the County of Lunenburg, and Parish of Cumberland*.

And also to the Bill, *To empower the Justices of the County of Stafford, to levy for Nathaniel Harrison, and Hugh Adie, Gent. the Value of their Work and Labour in Building a Court-House, for that County, which was burned before it was finished*, with some Amendments, to which they desire the Concurrence of this House.

And that they adhere to their Amendments, disagreed to by this House, to the Bill, intituled, *An Act to amend an Act, intituled, An Act for clearing Rivers and Creeks*; and desire this House will recede from their said Disagreement.

An Ingrossed Bill, *For enlarging the Church in the City of Williamsburg, and placing an Organ therein*; was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Attorney do carry it to the Council for their Concurrence.

M^r *Charles Carter* reported, That the Persons to whom the Bill, *For appointing a Treasurer, and other Purposes*; was committed, had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill be Ingrossed.

M^r *Power*, according to Order, presented to the House a Bill, *For docking the Intail of certain Lands in the County of James-City, and vesting the same in Thomas Chamberlayne, Gent. in Fee-Simple, and for settling other Lands of greater Value, to the same Uses*; and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Resolved,

Resolved, That no Private Bill be carried to the Governor, for his Assent, until the Person, or Persons, who have petitioned for the same, do pay the several Officers of this General Assembly, their usual Fees accruing thereon.

Ordered, That Leave be given to bring in a Bill, *For declaring the Procefs and Proceedings of the County Courts of Lunenburg, Brunswick, Fairfax, Frederick, Albemarle, and Augusta, between the Commencement and Expiration, or Suspension of the Act*, intituled, *An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta, to be good and valid*, and it is referred to Mr Reade to prepare and bring in the same.

An Ingrossed Bill, intituled, *An Act for docking the Intail of certain Lands in the County of King-William, and vesting the same in William Dandridge, in Fee-Simple, and for settling other Lands, and Slaves, of greater Value, to the same Uses*; was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Moore do carry it to the Council for their Concurrence.

Mr Reade, according to Order, presented to the House a Bill, *For declaring the Procefs and Proceedings of the County Courts of Lunenburg, Brunswick, Fairfax, Frederick, Albemarle, and Augusta, between the Commencement and Expiration, or Suspension of the Act*, intituled, *An Act for altering the Method of holding Courts, in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta, to be good and valid*; and the same was read the first Time, and ordered to be read a second Time.

An Ingrossed Bill, intituled, *An Act to dock the Intail of 250 Acres of Land, in the Parish of Westover, in the County of Charles-City, whereof Rebecca Wife of William Clinch, lately died seised in Fee-Tail, and for vesting the same in certain Trustees, in Fee-Simple, and for other Purposes therein mentioned*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Claiborne do carry it to the Council for their Concurrence.

An Ingrossed Bill, intituled, *An Act for paying the Burgeffes Wages in Money, for this present Session*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Bland do carry it to the Council for their Concurrence.

A Bill, *For docking the Intail of certain Lands in the County of James-City, and vesting the same in Thomas Chamberlayne, Gent. in Fee-Simple, and for settling other Lands of greater Value to the same Uses*; was read the second Time.

Ordered, That the Bill be committed to the Members for *James-City, King-William, and New-Kent*, that they examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Bill, *For declaring the Procefs and Proceedings of the County Courts of Lunenburg, Brunswick, Fairfax, Frederick, Albemarle, and Augusta, between the Commencement and Expiration or Suspension of the Act*, intituled,

An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta, to be good and valid; was read the second Time. 112

Ordered, That the Bill be Ingrossed.

Ordered, That the Call of the House be put off till To-morrow.

And then the House adjourned till To-morrow Morning Ten o'Clock.

Thursday, April 16, 1752.

MR. Charles Carter reported, That the Persons appointed had, according to Order, waited on his Honour the Governor to know his Pleasure when the House should attend him with their Address, and that he was pleased to appoint this Day, and to say, he would send a Message to the House when he was ready.

A Message from the Governor by Mr Walthoe.

Mr Speaker,

I am commanded by the Governor to acquaint this House, that his Honour is now ready to receive their Address in the Council-Chamber.

Mr Speaker, with the House, went up accordingly, and being returned, Mr Speaker reported, that the House had attended the Governor, in the Council Chamber, and presented their Address, to which he was pleased to make the following Answer.

Mr Speaker, and Gentlemen of the House of Burgesses,

I THANK you for your Address, and now desire to confirm, and assure you of the Truth of my former Declarations, in being sincerely ready to do every Thing in my Power for the Good and Happiness of this Dominion.

I do with great Cheerfulness, promise to use my Endeavours to have the Representation you intend to make, jointly with the Council, presented and introduced to his sacred Majesty in a proper Manner. And will add all my Interest, and do every Thing in my Power, in representing the Facts in so strong a Manner, as to obtain such Relief, as your humble Address prays and requires.

A Message from the Council, by Mr Walthoe.

That the Council desire an immediate Conference with this House, upon the Subject Matter of the Address, and Representation, and that they have appointed Three of their Members Conferrees to meet such as shall be appointed by this House in the Conference Chamber.

Resolved, That this House do agree to the said Conference.

Ordered, That Mr Charles Carter do go up with a Message to the Council, and acquaint them therewith.

Ordered, That Mr Charles Carter, Mr Attorney, Mr Whiting, Mr Benjamin Waller, Mr Landon Carter, and Mr Bland, be appointed Managers for this House, that they do immediately meet those appointed by the Council in the Conference-Room; and they withdrew accordingly.

Ordered, That Mr Randolph, have Leave to be absent from the Service of this House, for the Recovery of his Health.

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A Message from the Council by Mr Walthoe.

That they have agreed to the Bill, intituled, *An Act for making Reparation for the Tobacco damaged in several Public Warehouses therein mentioned.*

Also to the Bill, intituled, *An Act to amend an Act, for establishing a Town near Roy's Warehouse, in the County of Caroline, and for other Purposes therein mentioned.*

Also to the Bill, intituled, *An Act to amend an Act, intituled, An Act for erecting a Town at Bray's Church, in the County of King-George.*

And also to the Bill, intituled, *An Act for establishing the Town of Portsmouth, and preventing the Building of Wooden Chimnies therein; without any Amendment.*

A written Message from the Council by Mr Walthoe.

Mr Speaker,

The Council have resolved, that an humble Address be presented to his sacred Majesty, expressing our sincere Concern for the great Loss that his Majesty and his Dominion have sustained, in the Death of his Royal Highness the Prince of Wales, to condole with him likewise on the Death of his Royal Highness, the Prince of Orange, and her Majesty the Queen of Denmark, and to assure him, That as we always rejoice with him on every Occasion of Joy, so we are equally affected by every afflicting Circumstance of his Reign, and desire that this House will join with them in the said Address.

Resolved, That this House do agree to join in the said Address.

Ordered, That Mr Charles Carter, Mr Richard Bland, Mr Beverley Whiting, Mr Benjamin Waller, and Mr Attorney General, be appointed by this House to meet, and in Con-
junction

junction with such of the Members of the Council, as they shall appoint for that Purpose, to prepare the same.

Ordered, That Mr *Charles Carter* do go up with a Message to the Council and inform them thereof.

Mr *Charles Carter* reported, That the Persons appointed, had, according to Order, prepared an Address, and Representation, to the King, on the Subject Matter of the Papers delivered by the Governor, and he read the same in his Place, and then delivered them in at the Table, where they were again read, and agreed to, by the House.

Ordered, That the said Address, and Representation, be fairly transcribed, and that Mr *Charles Carter* do carry them to the Council, and acquaint them that this House have agreed to the same, and have sent them to the Council to be signed, and desire they will afterwards send them down to be signed by the Speaker.

A Message from the Council, by Mr *Walthoe*.

That they have appointed Three of their Members to meet, and in Conjunction with those appointed by this House, to prepare an Address to his Majesty, on the Subject Matter of their written Message.

That they have agreed to the Bill, *To allow certain Persons in the County of Albemarle, to discharge their Levies, and Officers Fees, in Money, instead of Tobacco*, with some Amendments, to which they desire the Concurrence of this House.

And that they have agreed to the Bill, intituled, *An Act for paying the Burgeesses Wages in Money, for this present Session of Assembly*.

And also to the Bill, intituled, *An Act for enlarging the Church in the City of Williamsburg, and placing an Organ therein*, without any Amendment. 114

Mr *William Waller* reported, That the Committee appointed, had, according to Order, settled the Proportion of the County Levy, and stated the same in a Book, which he delivered in at the Table, where it was read, and agreed to, by the House.

Ordered, That Mr *William Waller* do carry the Book to the Council for their Concurrence.

Ordered, That Mr *Wormeley* have Leave to be absent, from the Service of the House, 'til Monday next.

Mr *Moore* reported, That the Persons to whom the Bill, *For docking the Intail of certain Lands in the County of James-City, and vesting the same in Thomas Chamberlayne, Gent. in Fee-Simple, and for settling other Lands, of greater Value, to the same Uses*, was committed, had examined into the Allegations thereof, and found them to be true, and that they had made several Amendments thereto, which he read, and then delivered in at the Table, where they were again read, and agreed to, by the House.

Ordered, That the Bill, with the Amendments, be Ingrossed.

An Ingrossed Bill, intituled, *An Act for appointing a Treasurer*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Whiting* do carry it to the Council for their Concurrence.

The House proceeded to take into Consideration, the Amendments proposed by the Council, to the Bill, intituled, *An Act to allow certain Persons in the County of Albemarle, to discharge their Levies and Officers-Fees, in Money, instead of Tobacco*; and the same being read were disagreed to.

Ordered, That Mr *Maddison* do go up with a Message to the Council, and acquaint them therewith, and that this House desire they will pass the Bill without the said Amendments.

An Ingrossed Bill, intituled, *An Act to prevent malicious Maiming and Wounding*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter Burwell* do carry it to the Council for their Concurrence.

Ordered, That the Account of the Trustees appointed by the Act, intituled, *An Act to enable the Nottoway Indians to sell certain Lands, and for other Purposes therein mentioned*,

tioned, which was laid before this House on *Monday* the tenth Day of *March* laſt, be referred to the next Seſſion of Aſſembly.

Ordered, That the Account of the ſurviving Truſtees, appointed by Aſt of Aſſembly, *For ſettling certain Lands belonging to the Pamunkey Indians*; laid before the Houſe on *Tueſday March 31^{ſt}* laſt, be referred to the Committee appointed for examining the Treafurer's Accounts, that they examine the ſeveral Articles thereof, and report the ſame with their Opinion thereupon, to the Houſe.

Ordered, That the Call of the Houſe be put off till To-morrow.

An Ingroſſed Bill, intituled, *An Aſt for amending the Aſt, intituled, An Aſt declaring the Law concerning Executions, and for the Relief of Inſolvent Debtors*; was read the third Time.

115 *Resolved*, That the Bill do paſs.

Ordered, That Mr *Landon Carter* do carry it to the Council for their Concurrence.

An Ingroſſed Bill, intituled, *An Aſt for declaring the Proceſs and Proceedings of the County Courts of Lunenburg, Brunſwick, Fairfax, Frederick, Albemarle, and Auguſta, between the Commencement and Expiration, or Suſpenſion of the Aſt, intituled, An Aſt for altering the Method of holding Courts, in the Counties of Brunſwick, Fairfax, Lunenburg, Frederick, Albemarle, and Auguſta, to be good and valid*; was read the third Time.

Resolved, That the Bill do paſs.

Ordered, That Mr *Read* do carry it to the Council for their Concurrence.

And then the Houſe adjourned, till To-morrow Morning Ten o'Clock.

Friday, April 17, 1752.

A REPRESENTATION of Mr *George Webb*, Clerk of the Treafury, was preſented to the Houſe and read, ſetting forth, That being unhappily fallen under the Diſpleaſure of this Houſe, by preſuming to charge in the Treafurer's Accounts, without Leave of the Houſe, an Addition to his Salary for keeping and ſtating the ſame, which he freely acknowledges to be an Error; he humbly aſks Pardon for the ſame, and prays an indulgent Conſtruction of his Offence by this Houſe.

Upon a Motion made.

Ordered, That it be an Inſtruction to the Treafurer to allow the ſaid *George Webb* an additional Salary of 25 *l. per Annum* in Conſideration of the late Increate of the Buſineſs of his Office.

Mr *Charles Carter* reported, That the Committee appointed to examine the Treafurer's Accounts, had, according to Order, had the ſame under their Conſideration, and examined the ſeveral Articles and Vouchers thereof, whereupon it appeared, that the ſaid Accounts were duly ſtated, and that the Ballance of the Public Monies now in the Hands of the Treafurer, amounts to the Sum of Six Thouſand One Hundred and Seventy Six Pounds, Ten Shillings and Six Pence Current Money.

And that they had likewiſe, according to Order, examined the Account of the *Pamunkey* Indians to them referred, and found the ſame truly ſtated, and the ſeveral Payments therein charged to have been duly paid, and he delivered the ſaid Accounts in at the Table.

Ordered, That the ſaid Accounts do lie on the Table.

Ordered, That the King's Attorney do immediately proſecute the ſeveral Sheriffs, who are indebted to the Public for any Part of the Depositum levied in 1746, and in the laſt public Levy, excepting the Sheriff of the County of *Prince-George*.

Ordered, That Mr *Walke* have Leave to be abſent from the Service of the Houſe, on extraordinary Buſineſs.

The Houſe proceeded to take into Conſideration the Amendments propoſed by the Council, to the Bill *For dividing the County of Lunenburg and Pariſh of Cumberland*, and the ſame being read were agreed to.

Ordered,

Ordered, That Mr *Reade* do go up with a Message to the Council, and acquaint them 116 that this House do agree to the Amendments by them proposed to the said Bill.

The House proceeded to take into Consideration, the Amendments proposed by the Council, to the Bill, intituled, *An Act for appointing several Ferries, and discontinuing certain others*, and the same were read, and disagreed to.

Ordered, That Mr *Charles Carter* do go up with a Message to the Council, and acquaint them that this House cannot agree to the Amendments by them proposed to the said Bill, and desire that they will pass the Bill without the Amendments.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act to empower the Justices of the County of Stafford, to levy for Nathaniel Harrison, and Hugh Adie, Gent. the Value of their Work and Labour in building a Court-house, which was burned before it was finished*, and the same being read were agreed to.

Ordered, That Mr *Landon Carter* do go up with a Message to the Council, and acquaint them, that this House have agreed to the Amendments by them proposed to the said Bill.

The House proceeded to the Consideration of the Amendments adhered to by the Council, and disagreed to by this House, to the Bill, intituled, *An Act for clearing Rivers and Creeks*; and the same being read, were disagreed to.

Resolved, That this House do adhere to their Disagreement to the said Amendments.

An Ingrossed Bill, intituled, *An Act for docking the Intail of certain Lands in the County of James-City, and vesting the same in Thomas Chamberlayne, Gent. in Fee-Simple, and for settling other Lands of greater Value to the same Uses*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Power* do carry it to the Council for their Concurrence.

A Message from the Council by Mr *Walthoe*.

That they have agreed to the Book of Proportions;

Also to the Treasurer's Accounts.

Also to the Bill, intituled, *An Act for docking the Intail of certain Lands in the County of King-William, and vesting the same in William Dandridge, in Fee-Simple, and for settling other Lands and Slaves of greater Value to the same Uses*.

And also the Act to dock the Intail of 250 Acres of Land, in the Parish of Westover, in the County of Charles-City, whereof Rebecca, Wife of William Clinch, lately died seized in Fee-Tail, and for vesting the same in certain Trustees, in Fee-Simple, and for other Purposes therein mentioned, without any Amendment.

That they insist on their Amendments disagreed to by this House, to the Bill, intituled, *An Act to allow certain Persons in the County of Albemarle, to discharge their Levies and Officers Fees in Money, instead of Tobacco*.

And that they adhere to their Amendments disagreed to by this House, to the Bill, 117 *For appointing several new Ferries and discontinuing certain others*, and desire this House will pass the said Bills, with the said Amendments.

That they have agreed to the Bill intituled, *An Act for declaring the Process and Proceedings of the County Courts of Lunenburg, Brunswick, Fairfax, Frederick, Albemarle, and Augusta, between the Commencement and Expiration, or Suspension of the Act* intituled, *An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta, to be good and valid*.

Also to the Bill, intituled, *An Act for establishing the Town of Bedford, in the County of Chesterfield*.

Also to the Bill, intituled, *An Act for establishing the Town of Smithfield, in the County of Isle of Wight, and to prevent Wooden Chimnies being built therein*, with some Amendments to which they desire the Concurrence of this House.

The House immediately proceeded to take into Consideration the Amendments proposed by the Council, to the Bill, intituled, *An Act for establishing the Town of Smithfield*,

field, in the County of Isle of Wight, and to prevent Wooden Chimnies being built therein; and the same were read and agreed to.

Ordered, That M^r Robert Burwell do go up with a Message to the Council, and acquaint them, that this House have agreed to the Amendments by them proposed to the said Bill.

The House also proceeded to take into Consideration the Amendments proposed by the Council to the Bill, intituled, *An Act for establishing the Town of Bedford, in the County of Chefterfield*; and the same were read and agreed to.

Ordered, That M^r Reade do go up with a Message to the Council, and acquaint them, that this House have agreed to the Amendments by them proposed, to the said Bill.

The House also proceeded to take into Consideration the Amendments proposed by the Council to the Bill, intituled, *An Act declaring the Procefs and Proceedings of the County Courts of Lunenburg, Brunfwick, Fairfax, Frederick, Albemarle, and Augusta, between the Commencement and Expiration, or Suspension of the Act*, intituled, *An Act for altering the Method of holding Courts in the Counties of Brunfwick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta, to be good and valid*; and the same were read and agreed to.

Ordered, That M^r Reade do go up with a Message to the Council, and acquaint them, that this House have agreed to the said Amendments.

The House also proceeded to take into Consideration the Amendments adhered to by the Council to the Bill, intituled, *An Act for appointing several new Ferries, and discontinuing certain others*, and the same being read;

Resolved, That this House do adhere to their Disagreement to the said Amendments.

The House also proceeded to take into Consideration the Amendments insisted on by the Council, and disagreed to by this House, to the Bill, intituled, *An Act to allow certain Persons, in the County of Albemarle, to discharge their Levies and Officers Fees in Money, instead of Tobacco*; and the same were read and again disagreed to.

118 Resolved, That this House do insist on their Disagreement to the said Amendments.

Ordered, That M^r Gabriel Jones do go up with a Message to the Council and acquaint them therewith, and that this House desire they will pass the Bill without the Amendments.

M^r William Waller presented to the House a Bill, *For laying the Public Levy, and other Purposes therein mentioned*; and the same was read the first Time, and ordered to be read a second Time immediately.

And the said Bill was immediately read a second Time accordingly.

Ordered, That the Bill be Ingrossed.

And then the House adjourned till To-morrow Morning Ten o'Clock.

Saturday, April 18, 1752,

M^R Francis Eppes, Junr. being appointed, by his Honour the Governor, Sergeant at Arms to this House, in the Room of M^r Thomas Hall, having taken the usual Oaths to his Majesty's Person and Government, took and subscribed the Oath of Abjuration, and also subscribed the Test, and taken the Oath of Office, was admitted to the said Place.

A Petition of Anne Harrison, setting forth, That her late Husband was an enlisted Soldier on the Expedition against Carthagena, in which Service he received a Wound that killed him, leaving the Petitioner, his Widow, in very mean Circumstances, and praying the Relief of the House, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

The

The House proceeded to take into Consideration, the Report upon the Treafurer's Accounts, and the Accounts of the *Pamunkey Indians*, and the same was read and agreed to.

Resolved, That the said Accounts do pass.

Ordered, That Mr *Charles Carter* do carry the Treafurer's Accounts to the Council for their Concurrence.

An Ingrossed Bill, intituled, *An Act for laying a Public Levy, and other Purposes therein mentioned*; was read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Waller* do carry it to the Council for their Concurrence.

Upon a Motion made,

Resolved, Nem. Con. That the Sum of £. 500 be given to the Honourable *Robert Dinwiddie*, Esq; and that he be desired to accept the same, as a grateful Acknowledgment, for his Regard to the Interest and Welfare of this Colony.

Ordered, That Mr *Charles Carter* do carry it to the Council for their Concurrence.

Mr *C[h]arles Carter* reported, That the joint Committee appointed by the Council and this House, had, according to Order, prepared an Address, of Condolence, to the King, which was left with the Members, on the Part of the Council, to be by them carried to the Council for their Concurrence.

Ordered, That Mr *Payne*, and Mr *John Smith*, have Leave to be absent from the Service of the House, on extraordinary Occasions. 119

A Message from the Council by Mr *Walthoe*.

That they have agreed to the Resolve for giving £. 500 to the Honourable *Robert Dinwiddie*, Esq.

That the Council have signed the Address and Representation, and sent it down to be signed by the Speaker of this House.

A Message from the Council by Mr *Walthoe*.

That they have agreed to the Address of Condolence.

Also to the Treafurer's Accounts.

Also to the Bill, intituled, *An Act for docking the Intail of certain Lands in the County of James-City, and vesting the same in Thomas Chamberlayne, Gent. in Fee-Simple, and for settling other Lands, of greater Value, to the same Uses.*

Also to the Bill, intituled, *An Act for laying a Public Levy, and other Purposes therein mentioned*; without any Amendments.

And that they have made some Amendments to the Bill, intituled, *An Act to prevent malicious Maiming and Wounding*; to which they desire the Concurrence of this House.

A Motion being made that an Agent be appointed in *London*, to solicit the Address, and Representation of the Council and this House, to his Majesty, and the Question being put thereupon, the House divided, Yeas go forth.

Yeas 37

Noes 19

Resolved in the Affirmative.

Ordered, That an Address be made to the Governor to desire that he will be pleased to recommend to this House, a Person proper for that Office, and that Mr *Charles Carter* and Mr Attorney, do wait on his Honour with the said Address.

And they withdrew accordingly, and being returned, Mr *Carter* reported, that they had according to Order, waited on the Governor, and that his Honour was pleased to recommend *James Abercrombie*, Esq; as a proper Person for that Purpose.

Resolved, That *James Abercrombie*, Esq; be appointed Agent, for presenting the Address, and soliciting the Representation to his Majesty, agreed to by the Council, and this House, and that the Sum of £. 100 *Sterling*, be remitted him by the Treafurer of this Colony, for his Trouble in soliciting the same.

Ordered, That Mr *Charles Carter* do carry the Address of Condolence to the Council, to be signed, and that they desire they will send it back, to be signed by the Speaker.

The House proceeded to take into Consideration the Amendments proposed by the Council

Council to the Bill, intituled, *An Act to prevent malicious Wounding and Maiming*; and the same being read, were agreed to by the House, with an Amendment.

Ordered, That Mr Charles Carter do go up with a Message to the Council, and acquaint them, that this House have agreed to the Amendments by them proposed to the said Bill, with an Amendment, to which they desire their Concurrence.

And then the House adjourn'd, till Monday Morning Ten o'Clock.

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Monday, April 20, 1752.

A MESSAGE from the Council, by Mr Walthoe.

That the Council have signed the Address of Condolence, and sent it back to be signed by the Speaker of this House.

Also that they have agreed to the Resolve for appointing James Abercrombie, Esq; Agent for this Colony, to present and solicit the Address and Representation to his Majesty, and paying him £. 100 *Sterling* for his Trouble therein, without any Amendment.

And that they have agreed to the Amendment proposed by this House to their Amendments to the Bill, intituled, *An Act to prevent malicious Maiming and Wounding*.

Mr Whiting reported, That the Committee appointed, had, according to Order, examined the inrolled Bills, and rectified such Mistakes as were found therein, and that they were truly inrolled.

Ordered, That Mr Whiting do carry the inrolled Bills to the Council for their Inspection.

A Message from the Council by Mr Walthoe.

That they have inspected the inrolled Bills, and are satisfied they are truly inrolled.

A Message from the Governor by Mr Walthoe.

Mr Speaker,

The Governor commands the immediate Attendance of this House in the Council-Chamber, and that you bring with you such Bills as are ready for his Assent.

Mr Speaker, with the House, went up accordingly, and the Governor was pleased to give his Assent to the following Public and Private Bills.

1. *An Act for reviving the Duty upon Slaves, to be paid by the Buyers, for the Term therein mentioned.*
2. ————*For continuing a Clause of an Act of Assembly therein mentioned.*
3. ————*For continuing and amending the Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in His Majesty's Customs.*
4. ————*For erecting a Light-House at Cape Henry.*
5. ————*For enlarging the Church of the City of Williamsburg, and purchasing an Organ to be placed therein.*
6. ————*For declaring the Process and Proceedings of the County Courts of Lunenburg, Brunswick, Fairfax, Frederick, Albemarle, and Augusta, between the Commencement, and Expiration, or Suspension of the Act, intituled, An Act for altering the Method of holding Courts in the Counties of Brunswick, Fairfax, Lunenburg, Frederick, Albemarle, and Augusta, to be good and valid.*
7. ————*For regulating the Size and Dimensions of Staves, Headings, and Shingles, intended for Exportation to Madeira and the West Indies.*
8. ————*For preventing the Importation of Madeira Wines in Casks, under the true Gauge.*
9. ————*For making Reparation for the Tobacco lately damaged and lost, in the several Public Warehouses therein mentioned.*
10. *An Act for paying the Burgeesses Wages, in Money, for this present Session of Assembly.*
11. ————*For further continuing an Act, intituled, An Act for the better regulating and collecting certain Officers Fees, and other Purposes therein mentioned.*

12. ————For dividing the County of Lunenburg, and the Parish of Cumberland.
13. ————For dividing the County of Prince-George.
14. ————For dividing the Parish of St. Mark, in the County of Culpepper, and for adding Part of that Parish to the Parish of St. Thomas, and Part of the said Parish of St. Thomas to the upper Parish in the said County of Culpeper.
15. ————For encouraging Persons to settle on the Waters of the Miffissippi.
16. ————For dissolving the Vestry of Frederick Parish, in Frederick County.
17. ————To explain the Charter, and enlarge the Privileges of the Borough of Norfolk; and for other Purposes therein mentioned.
18. ————For establishing the Town of Portsmouth, in the County of Norfolk; and preventing the Building of Wooden Chimnies therein.
19. ————To enable the Vestry in the upper Parish in Nansemond County, to sell certain Lands; and for other Purposes therein mentioned.
20. ————For establishing the Town of Winchester, and appointing Fairs therein.
21. ————To impower the Vestry of the Parish of Truro, in the County of Fairfax, to sell their Glebe, and to pay Part of the Purchase Money to the Parish of Cameron.
22. ————For dissolving the Vestry of the Parish of Nottoway, in the County of Amelia, and electing a new Vestry in the said Parish.
23. ————For enlarging the Fees for granting Licences to Pedlars.
24. ————For establishing a Town at Westham, in the County of Henrico.
25. ————To oblige the Prosecutors of Offences not Capital, to pay the Costs of the Prosecution, where the Defendants shall be acquitted.
26. ————For establishing the Town of Smithfield, in the County of Isle of Wight; and to prevent Wooden Chimnies being built therein.
27. ————For establishing the Town of Pocahontas, in the County of Chesterfield; and to prevent Wooden Chimnies being built therein; and for other Purposes therein mentioned.
28. ————For laying a public Levy, and for other Purposes therein mentioned.
29. ————To amend an Act, intituled, An Act for erecting a Town at Bray's Church, in the County of King-George.
30. ————For appointing a Treasurer.
31. ————To impower the Justices of the County of Stafford, to levy for Nathaniel Harison, and Hugh Adie, Gent. the Value of their Work and Labour in building a Court-house, which was burned before it was finished.
32. ————For appointing Trustees for the Towns of Richmond and Falmouth.
33. ————To vest the Right of two Acres of Land, whereof Elizabeth Exum is seised 122 in Fee-Simple, in the Justices of the County of Southampton, to the Use of the said County.
34. ————To confirm the Title of Lands purchased of the Nottoway Indians; and for other Purposes therein mentioned.
35. ————For allowing Fairs to be kept in the Town of Alexandria.
36. ————For building a Bridge over Pagan-Creek; and for appointing several new Ferries.
37. ————To enable the Vestry of the Parish of Washington, in the County of Westmoreland, to sell a Tract of Land therein mentioned, and to apply the Money arising by such Sale towards purchasing other Land for a Glebe.
38. ————For clearing Appamattox and Pamunkey Rivers.
39. ————For building a Bridge over Appamattox River, by Subscription.
40. ————For preserving the Breed of Sheep.
41. ————For allowing a free Ferry to be kept at Port-Royal.
42. ————To prevent malicious Maiming and Wounding.
43. ————To dock the Intail of 250 Acres of Land, in the Parish of Westover, in the County of Charles-City, whereof Rebecca, Wife of William Clinch, lately died seised in Fee-Tail, and for vesting the same in certain Trustees, in Fee-Simple, and for other Purposes therein mentioned.

44. ————*For continuing the Act, intituled, An Act for reviving and amending the Acts for allowing Fairs to be kept in the Towns of Frederickfburg and Richmond.*
45. ————*To vest certain intailed Lands therein mentioned, in Reuben Skelton, Gent. in Fee-Simple; and for settling other Lands of greater Value to the same Uses.*
46. ————*To confirm and establish an Agreement made between John New and Benjamin Harrifon, Gent. for the Settlement of their respective Rights to certain Lands, and for other Purposes therein mentioned.*
47. ————*To dock the Intail of certain Lands whereof Arthur Smith is seised; and to settle a Water-Mill, with other Lands of greater Value to the same Uses.*
48. ————*To dock the Intail of certain Lands, whereof David Garland is seised; and for settling other Lands, and Slaves of greater Value, to the same Uses.*
49. ————*To vest certain intailed Lands therein mentioned, in Henry Wafhington, Gent. in Fee-Simple.*
50. ————*To amend the Act, intituled, An Act for establishing a Town near Roy's Warehouse, in the County of Caroline, and for other Purposes therein mentioned.*
51. ————*For docking the Intail of certain Lands in the County of James-City, and vesting the same in Thomas Chamberlayne, Gent. in Fee-Simple, and for settling other Lands of greater Value to the same Uses.*
52. ————*For docking the Intail of certain Lands in the County of King-William, and vesting the same in William Dandridge, in Fee-Simple, and for settling other Lands and Slaves of greater Value to the same Uses.*

123 The Governor was pleased to give his Assent to the following Resolves of the House of Burgeffes, which the Council had agreed to, *viz.*

Resolved, That the Sum of Five Hundred Pounds be given to the Honourable *Robert Dinwiddie*, Esq; and that he be desired to accept the same, as a grateful Acknowledgment for his Regard to the Interest and Welfare of this Colony.

Resolved, That *James Abercrombie*, Esq; be appointed Agent, for presenting the Address, and soliciting the Representation to his Majesty, agreed to by the Council, and this House, and that the Sum of £.100 *Sterling* be remitted him by the Treasurer of this Colony, for his Trouble in soliciting the same.

Resolved, That the Sum of Three Hundred Pounds *per Annum*, be allowed to *William Hunter* Printer, from the last Day of *December*, One Thousand Seven Hundred and Fifty One, to the next Session of Assembly, for his Salary, as full Recompense for printing and delivering Inspectors Notes and Books, Receipts for the Duty of Slaves, printing Proclamations, and other Acts of Government, and all other public Services.

Resolved, That the Sum of Two Hundred and Fifty Pounds be paid to *Richard Bryan*, as a Reward for discovering his Medicine for curing the Dry-Gripes, upon his producing a satisfactory Certificate to the next Session of Assembly, from under the Hands of M^r *Charles Carter*, M^r *Fry*, M^r *Landon Carter*, M^r *Conway*, M^r *Walke*, M^r *Riddick*, M^r *Bland*, M^r *Eyre*, M^r *Reade*, and M^r *Carter Burwell*, or the major Part of them, who are by this House appointed to make an Experiment of the Efficacy of the Medicine that shall be by the said *Richard Bryan*, to them communicated, of their Approbation thereof.

And then made the following Speech,

Gentlemen of the Council, M^r Speaker, and Gentlemen of the House of Burgeffes.

I RETURN you Thanks for your Care and Dispatch of the public Business, as also for your Favours, and the Confidence you have reposed in me, to forward your Addresses to His Majesty. You may be assured of my Care to have them properly presented, and my utmost Endeavours to procure the Relief desired.

The Season of the Year, and your own private Affairs, calling you to your respective Counties,

I desire to recommend to you, as far as your Influence reaches, to see the Laws in Regard to the Militia put in Execution, by having the People duly muster'd, and train'd up in Military Discipline. We have an open and extensive Country, without Fortifications,

cations, so that the Protection of our Lives and Estates depend chiefly (under God) on our Militia; and it's the Maxim of all wise Nations, in Time of Peace, to prepare and provide against the Exigencies of War.

I further recommend to you, as far as possible, to discourage Gaming, Swearing, and immoderate Drinking, particularly at the County Courts. The first of these Crimes, I am informed, has been pretty general in this Country, and is now much practised among the lower Class of our People: I mean Tradesmen and inferior Planters, who in all Countries are very apt to follow the Examples of their Superiors. This great Vice is often attended with many other Sins, and frequently with the Ruin of Families. All 124 well constituted Governments, observing the many dreadful Consequences attending it, have thought proper to make strong laws against Gaming; and there are many salutary Laws subsisting in the Colony against it. It's the Duty of every Magistrate to put these Laws in Execution, but more particularly of you, Gentlemen, who are elected to represent the Body of the People in a legislative Capacity.

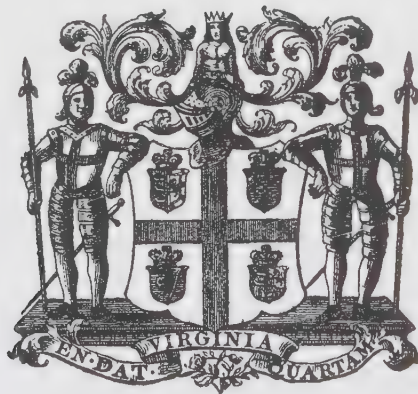
Gentlemen, I confide in you, That by your Example you will encourage Religion and Virtue, and to the utmost of your Power and Capacity, discourage Vice and Impiety, in all its ugly Shapes; which will be an essential Means to increase the Peace and Prosperity of this Dominion: And in Consequence of such Example and Practice, I promise myself great Satisfaction and Pleasure.

And if it shall please God we meet again, I hope you will come fully determined to do every Thing in your Power, to establish the Happiness of this Colony, on the strongest Foundation.

And now nothing remains, but to wish you Health and Prosperity in your recess; and to acquaint you, That I think fit to prorogue You to the last *Thursday* in *October* next: And this Assembly is accordingly prorogued to that Time.

T H E
J O U R N A L
O F T H E
H O U S E
O F
B U R G E S S E S .
M D C C L I I I .

Being the Second SESSION of this present
GENERAL ASSEMBLY.



W I L L I A M S B U R G :
Printed by WILLIAM HUNTER. MDCCLIII.

THE
JOURNAL
OF THE
HOUSE OF BURGESSES.

Thursday, November 1st, 1753.

A MESSAGE from the Governor, was delivered by Mr *Walthoe*,
Mr Speaker, and Gentlemen of the House of Burgesses,
The Governor commands your immediate Attendance in the Council-Chamber.
Accordingly Mr Speaker with the House, went up to attend the Governor.

And being returned, he reported that the House had attended the Governor in the Council-Chamber, and that the Governor was pleased to make a Speech to the Council and this House, of which he had, to prevent Mistakes, obtained a Copy, which he read to the House, and afterwards delivered in at the Table, where it was again read, and is as follows.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgesses.

IT is with great Pleasure I meet you again, in a Legislative Capacity, and as the last Session ended with great Harmony, I doubt not this present Session will begin, continue, and end in the same Manner; and I hope you meet with Unanimity, for the Service of your Country.

Your Address to his Majesty was transmitted and properly presented. I shall lay before you a Copy of sundry Paragraphs of Mr *Abercrombie* your Agent's Letters to me, in regard thereto, and to the Acts passed last Sessions: And I shall also lay before you, a Letter from the Right Honourable the Lords of Trade, recommending a strict Friendship and Affection to the *Indians*, and shewing them the Usefulness of giving a proper Encouragement to foreign Protestants to settle in the interior Parts of this Dominion; a Copy of the Lords of Trade their Remonstrance and Reasons to his Majesty, on your revived Laws; a Report of the Commissioners of the Customs to the Lords of the Treasury, in Regard to your Tobacco Law; as also a Copy of an Instruction from his Majesty, granting me power to give my Assent to two Laws formerly repealed; to all which I refer you.

I am heartily sorry, for the bad Accounts we have of the Price of Tobacco at Home,
2 and of its bad Quality; which I conceive must be greatly owing to the Neglect and Dishonesty of the Inspectors: I therefore recommend to your Consideration, whether the Reduction of the vast Number of Warehouses, and the appointing an Inspector-General in each River, properly empowered to inspect the different Warehouses, and to examine the Books of the Inspectors, would not be of Service to remove the Complaints now subsisting.

Gentlemen

Gentlemen of the House of Burgeſſes.

Since your laſt Adjournment, I have been alarmed by ſeveral Informations from our back Settlements, from the *Indians*, and from our neighbouring Governors, of a large Body of *French* Regulars, and *Indians* in their Intereſt, having marched from *Canada*, to the River *Ohio*, in an hoſtile Manner, to invade his Majeſty's Territories, and having actually built a Fort on his Majeſty's Land: On which, by the Advice of the Council, I have ſent ſeveral conſiderable Preſents to the *Indians*, that are our Allies, and in Friendſhip with us. Theſe People ſeem much ſurpriſed at the Conduct of the *French*, and appear full of Repentment; and have aſſured the Commiſſioners, ſent from me, of their ſincere Attachment to the *Britiſh* Intereſt, and to the *English* Colonies on this Continent.

And as I intend to meet the Chiefs of the different Tribes of *Indians*, next *May*, at *Wincheſter*, to deliver a very conſiderable Preſent from his Majeſty; I am in great Hopes then, to make a firm, ſtrong, and laſting Alliance with them.

This Attempt of the *French* has been repreſented to the Miniſtry at Home, by ſeveral of the Governors on this Continent, and by myſelf; and by them it was laid before the King. His Majeſty out of his paternal Love, Affection, and great Regard he bears to his Subjects on this Continent, immediately ordered one of his Ships of War to come to this Dominion, with his Royal Instructions to me, how to conduct myſelf, in the preſent Situation of Affairs: I alſo received Letters to all his Majeſty's Governors on this Continent, with Orders to diſpatch the ſame to them immediately.

As this Affair has been ſo ſtrongly noticed and attended to at Home, and there judged to be of great Conſequence to his Majeſty's Dominions, and to his Subjects here, I doubt not you will think it a Matter that requires your immediate Conſideration.

And I am commanded by his Majeſty immediately to call the Aſſembly within my Government, and to lay before them the Neceſſity of a mutual Aſſiſtance, and to engage them to grant ſuch Supplies, as the Exigency of the preſent Affairs requires: Which I now do, and I doubt not but you will anſwer his Royal Expectations, by granting ſuch Sums of Money, for the defeating the Deſigns of our Enemies, as the preſent Emergency calls for.

And as his Majeſty's Ship is directed to wait for my Diſpatches, I ſhall detain her 'til you come to ſome Reſolution thereon. His Majeſty has, out of his great Goodneſs and Regard to our Preſervation, ordered Thirty Pieces of Cannon, Powder, &c. for the Protection of our Frontiers to the Weſtward, and I very ſoon expect them; when they do arrive, I ſhall adviſe with the Council, how they ſhall be diſpoſ'd of, for the Uſe intended.

Gentlemen,

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I think from the remarkable Tokens of his Majeſty's Paternal Care, and particular Regard for our Safety and Protection, I need uſe no other Arguments to you, to take into your Conſideration the Neceſſity of a preſent and immediate Supply; not doubting but you will enable me to comply with his Majeſty's Orders, and to return an agreeable Answer on the Subject, and that you will act herein conſiſtently with the juſt and diſtinguiſhed Character the Legiſlature of *Virginia* bears with the King and His Miniſtry at Home.

And as the Supply now demanded is for the Protection of our Lives and Properties, the Extenſion and Settlement of his Majeſty's Territories, and for the Benefit and Advantage of us and our Poſterity, I ſhall leave this Affair entirely to your mature Conſideration.

Gentlemen of the Houſe of Burgeſſes,

My attention, ever ſince I had the Honour of preſiding over this Dominion, has been to have the Militia properly trained up in the Uſe of their Arms, and to have them made more perfect and regular in the Exerciſe thereof: For that Purpoſe I have, with the Advice of the Council, divided this Dominion into Four Diſtricts; and have appointed an Adjutant

Adjutant to each Diftrict, with my Orders to exercife the Officers first, to qualify them to exercife each feparate Company, fo as to be properly prepared for General Mufters in *September*: As I am of Opinion, That the Militia Law is deficient in fome Points, I fhall lay before you fome Remarks thereon for your Confideration: As our Militia, under God, is our chief Dependance, for the Protection of our Lives and Fortunes; (our Country being very extenfive and without Fortifications,) I doubt not you will think it a proper Step to look into that Law, and make fuch Alteration and Amendment as to you may be thought neceffary.

Gentlemen of the Council, and Houfe of Burgeffes,

The Affairs before-mentioned being all I have at prefent to lay before you, and as they are of great Confequence to this Colony; I defire you will enter on your Duty with Calmnefs and due Confideration, in the Difcharge of the Truft repofed in you by your Conftituents. And now I defire to affure you, That I am ready to affift you, in doing every Thing in my Power for the Service of His Majefty, and of this Dominion.

Resolved,

That an humble Addrefs be made to the Governor, to thank his Honour for his Speech to the Council and this Houfe, and to affure him of the grateful Senfe we have of his Majefty's paternal Care over us, and that we will take the feveral Matters mentioned in his Honour's Speech, under our ferious Confideration, and will endeavour to act therein, confiftent with the Duty we owe his Majefty, and our Country.

Ordered,

That a Committee be appointed to draw up an Addrefs to the Governor, purfuant to the faid Refolution, and it is referred to M^r Attorney, M^r Fry, M^r Charles Carter, M^r Carter Burwell, M^r Bland, M^r Benjamin Waller, and M^r Whiting, to prepare and bring in the fame.

Resolved,

That this Houfe will take the Governor's Speech into Confideration To-morrow.

Ordered,

That an Addrefs be made to the Governor, to order a Writ to iffue, for the Electing of Burgeffes to ferve in this prefent General Affembly for the Counties of *Dinwiddie* and *Halifax*, and that M^r Bland do wait on him with the faid Addrefs.

Ordered,

That an Addrefs be made to the Governor, to order a new Writ to iffue for the Electing a Burgefs to ferve in this prefent General Affembly, for the County of *Southampton*, in the Room of M^r Thomas Jarrel, deceased, and that M^r Bland do wait on him with the faid Addrefs.

Ordered, That the Reverend M^r William Stith be appointed Chaplain to the Houfe and that he attend to read Prayers every Morning, at Ten of the Clock.

The Petition of *James Lavie* praying that he may be appointed one of the Door-Keepers to this Houfe, was prefented to the Houfe and received.

Alfo a Petition of *William Dunn*, that he may be appointed one of the Door-Keepers to this Houfe, in the Room of *William Francis*, was prefented to the Houfe and received,

Ordered,

That the faid Petitions do lie on the Table.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.

Friday, November 2d, 1753.

Resolved,

THAT the order of this Houfe for taking the Governor's Speech into Confideration this Day, be put off till *Monday* next.

M^r Attorney reported, that the Committee appointed, had, according to Order, prepared an Addrefs to the Governor, which he read in his Place, and afterwards

afterwards delivered in at the Table, where the same was again twice read, and agreed to, and is as follows,

SIR,

WE his Majesty's most dutiful and loyal Subjects the Burgeffes of *Virginia*, now met in General Assembly, return your Honour our Thanks for your Speech at the opening of this Session.

With Hearts full of Duty and Gratitude for the paternal Care his Majesty is graciously pleased to extend to us, his distant Subjects, we beg Leave to assure your Honour of our inviolable Fidelity and Affection to his Majesty's sacred Person and Government, and our Zeal for the Continuance of the *British* Crown, in his Royal and Illustrious House.

We will take the important Matters recommended to us by your Honour, under our serious Consideration, with that Calmness and Unanimity, as will demonstrate our steady and firm Attachment to the true Interest of our Country.

The Laws on which our Support and Preservation depend, require our strictest Attention, and we shall pay all due Regard to such Remarks as your Honour, shall think fit to lay before us, and pursue such Measures as shall seem most likely to procure the salutary Ends proposed by them.

Ordered, That the said Address be fairly transcribed, and presented by the whole House.

Ordered, That the Committee who prepared the same, wait on the Governor to know his Pleasure when they shall attend his Honour to present it.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Saturday, November 3d, 1753.

A MESSAGE from the Governor by M^r Walthoe.

M^r Speaker,

I am commanded by the Governor to deliver to this House, the Papers referred to in his Speech.

And the Titles of the said Papers were read.

Ordered, That the said Papers do lie on the Table, until the Governor's Speech be taken into Consideration by this House.

Resolved, That an humble Address be presented to the Governor, to lay before this House the several Treaties made with the *Indians*, at *Albany*, in the Year 1722; at *Lancaster*, in 1744; and at *Logg's-Town* in the Year 1752; and that he would be pleased to make known to this House, the Result of the Conference held at *Winchester*, in the Year 1753.

Ordered, That the said Address be presented to the Governor by M^r Pendleton.

M^r Attorney reported, That the Committee appointed had, according to Order, waited on the Governor, to know his Pleasure, when the House should attend him with their Address; and that he was pleased to appoint this Day, and to say, that he would signify, by a Message to the House, when he was ready to receive it.

A Message from the Governor, by M^r Walthoe.

M^r Speaker,

I am commanded by the Governor to acquaint this House, that his Honour is now ready to receive their Address in the Council-Chamber.

M^r Speaker, with the House went up, and being returned, reported, that he, with the House, had attended the Governor in the Council-Chamber, and presented the Address of this House to him, to which he was pleased to answer,

M^r

6 Mr Speaker, and Gentlemen of the House of Burgeffes,

I Return you my sincere Thanks for your kind Addrefs.

I am thoroughly convinced of your Duty and Attachment to his Majesty's Person and Government, and am in great Hopes, that during the Proceedings of your House, on the Affairs recommended to you in my Speech; you will distinguish yourselves in every Point, so that you may prove an Example to our neighbouring Governments, of your Zeal and Compliance in such Things, as the present Situation of our Affairs requires.

I shall very soon lay before you such Remarks as occur to me, in Regard to the Militia, and doubt not of your pursuing every Measure that may prove of Service to this Dominion.

And then the House adjourn'd till Monday Morning Eleven o'Clock.

Monday, November 5th, 1753.

A PETITION of the Minister and Vestry of the Parish of *South-Farnham*, in the County of *Effex*, was presented to the House and read, setting forth, That the Glebe of *South-Farnham* Parish, is very inconvenient to the Minister and Parishioners of the said Parish; and praying that the said Vestry may be enabled to sell the said Glebe, and apply the Money arising from the Sale thereof, towards purchasing a more convenient one.

Ordered, That a Bill be brought in, pursuant to the Prayer of the said Petition; and it is referred to Mr *Francis Smith*, Mr *Waring*, and Mr *Pendleton*, to prepare and bring in the same.

Resolved, That an humble Address be presented to the Governor, to issue a Writ for the Electing a Burgefs to serve in this present General Assembly, for the County of *Accomack*, in the Room of Mr *Edmund Allen*, who, since his Election for the said County, hath accepted the Office of Sheriff thereof; and that Mr *Eyre* do wait on him with the said Address.

Ordered, That a Committee of Privileges and Elections be appointed of the following Persons, viz.

Mr *Carter Burwell*,

Mr *Charles Carter*
Mr *Lomax*,
Mr *Benjamin Waller*,
Mr *Fry*,
Mr *Martin*,
Mr *Johnson*,
Mr *Chiswell*.

Mr *Whiting*,
Mr *Attorney*,
Mr *Bland*,
Mr *Riddick*,
Mr *Pendleton*,
Mr *Christopher Robinson*, and

And they are to meet and adjourn from Day to Day; and to examine, in the first Place, all Returns of Writs for electing Burgeffes to serve in this present General Assembly, and compare the same with the Form prescribed by Law; and to take into their Consideration, all such Matters as shall, or may come in Question, touching Returns,
7 Elections and Privileges, and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the House; and the said Committee are to have Power to send for Persons, Papers and Records for their Information.

Ordered, That a Committee of Propositions and Grievances be appointed of the following Persons, viz.

Mr *Charles Carter*,

Mr *Woodbridge*,
Mr *Whiting*,
Mr *Chiswell*,
Mr *Fry*,
Mr *Bolling*,

Mr *Kennon*,
Mr *Carter Burwell*,
Mr *Wormeley*,
Mr *Bland*,
Mr *Lomax*,

Mr

Mr *Hedgman*,
 Mr *Attorney*,
 Mr *Armistead Burwell*,
 Mr *Norton*,
 Mr *William Digges*,
 Mr *Tucker*,
 Mr *Pendleton*,
 Mr *Dewey*, and

Mr *Benjamin Waller*,
 Mr *Fairfax*,
 Mr *Randolph*,
 Mr *Christopher Robinson*,
 Mr *Dudley Digges*,
 Mr *Cocke*,
 Mr *Eppes*,
 Mr *Henry Robinson*,

And they are to meet and adjourn, from Day to Day, and to take into their Consideration, all Propositions and Grievances that shall come legally certified to this Assembly; and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the House: And all such Propositions and Grievances are to be delivered to the Clerk of the House, and by him to the said Committee, of Course. And the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee of Public Claims be appointed of the following Persons, *viz.*

Mr *Turner*,
 Mr *Harwood*,
 Mr *Claiborne*,
 Mr *Drury Stith*,
 Mr *Waring*,
 Mr *Etheldred Taylor*,
 Mr *Alexander*,
 Mr *John Smith*,
 Mr *Cave*,
 Mr *Scott*,
 Mr *George Taylor*.

Mr *Fry*,
 Mr *Westwood*,
 Mr *Eyre*,
 Mr *Wood Jones*,
 Mr *Ball*,
 Mr *Francis Smith*,
 Mr *West*,
 Mr *Payne*,
 Mr *Gale*,
 Mr *Kendall*,
 Mr *Howard*, and

And they are to meet and adjourn, from Day to Day, and to take into their Consideration all Public Claims, which shall be presented to the House during this Session; and to report their Proceedings, with their Opinions thereupon to the House, when they have gone through the said Claims: And all Persons who have any Claims, are to deliver them to the Clerk, and he is to deliver the same to the said Committee, of Course. And they are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee for Courts of Justice be appointed of the following Persons, *viz.*

Mr *Reddick*,
 Mr *Carrington*,
 Mr *Bushrode*,
 Mr *Chinn*,
 Mr *Dewey*,
 Mr *Vaulx*.

Mr *Whiting*,
 Mr *John Tabb*,
 Mr *Thomas Harrison*,
 Mr *Venable*,
 Mr *Blackwall*,
 Mr *Pendleton*, and

And they are to meet and adjourn from Day to Day, and to take into their Consideration, all Matters relating to Courts of Justice, and such other Matters as shall, from Time to Time, be referred to them, and report their Proceedings. And the said Committee is to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee of Trade be appointed of the following Persons, *viz.*

Mr *Reddick*,
 Mr *Boush*,
 Mr *Holliday*,
 Mr *Norton*,
 Mr *Armistead Burwell*, and

Mr *Lomax*,
 Mr *Tucker*,
 Mr *Adams*,
 Mr *Travis*,
 Mr *Eyre*,
 Mr *Westwood*,

And

And they are to meet and adjourn from Day to Day, and take under their Consideration, all Things relating to the Trade of this Colony, and all Matters that shall be, from Time to Time, to them referred, and to report their Proceedings: And the said Committee are to have Power to fend for Persons, Papers and Records, for their Information.

Resolved, That Eleven of the Committee of Propositions and Grievances, and Five of any other Committee, be a sufficient Number to make a Committee.

Ordered, That the several Clerks of the Committees be continued in their respective Offices.

Resolved, That in all Cases of controverted Elections, to be heard at the Bar of this House, or before the Committee of Privileges and Elections, the Petitioners do, by themselves, or by their Agents, within a convenient Time, to be appointed, either by the House, or the Committee of Privileges and Elections, as the Matter to be heard shall be before the House, or the said Committee, deliver to the fitting Members, or their Agents, Lifts of the Persons intended by the Petitioners to be objected to, who voted for the fitting Members, giving in the said Lifts the several Heads of Objection, and distinguishing the same against the Names of the Voters excepted to, and that the fitting Members, do, by themselves, or their Agents, within the same Time, deliver the like Lifts, on their Part, to the Petitioners, or their Agents.

Resolved, That the Order of the House, for taking the Governor's Speech into their Consideration this Day, be put off till To-morrow.

A Claim of *John Newell*, for taking up a Runaway therein mentioned.

Also a Claim of *James Ellett*, for the same Service.

Also a Claim of *Philemon Carlton*, for the same Service; were severally presented to the House and received.

⁹ *Ordered*, That it be an Instruction to the Committee of Claims, to allow the said Claims, in the Book of Claims.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Tuesday, November 6th, 1753.

A CLAIM of Mr *Thomas Roy*, for taking up a Runaway therein mentioned.

Also a Claim of *William Sadler*, for the same Service.

Also a Claim of *Redge Young*, for the same Service.

Also a Claim of *Thomas Edmundson*, for the same Service.

Also a Claim of *Margaret Ball*, for the same Service.

Also a Claim of *John Claxton*, for the same Service.

Also a Claim of *Edmund Swinnie*, for the same Service; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, in the Book of Claims.

A Petition of fundry Inhabitants of the County of *Amelia*, setting forth, That they preferred a Petition the last Session, for a Division of that County, which was referred to the Consideration of this present Session; and praying a Division of the same according to the prayer of the former Petition, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *John Pleasants*, and *Charles Woodson*, Proprietors of the Warehouses at *Four-Mile-Creek*, setting forth, That the usual Rent of Eight Pence *per* Hoghead, will not be equal to the Expence they have been at in Building, and the Inconveniences of opening Roads through their Lands to the said Warehouses, and praying that the House would be pleased to take them into Consideration, and allow them such Rents as they may think proper; was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

Ordered,

Ordered, That Mr Moore, Mr Byrd, Mr Page, Mr Thornton, Mr Robert Jones, Mr Robert Burwell, and Mr Benjamin Harrison, be added to the Committee of Propositions and Grievances; that Mr Thomas Tabb, Mr Willson, and Mr Robert Jones, be added to the Committee of Claims; that Mr Green, and Mr Robert Jones, be added to the Committee for Courts of Justice; and that Mr Hutchings, Mr Thomas Tabb, and Mr Benjamin Harrison, be added to the Committee of Trade.

Mr Francis Smith, reported, That the Persons appointed, had, according to Order, prepared a Bill, *To empower the Vestry of the Parish of South-Farnham, in the County of Effex, to sell the Glebe Land in the said Parish, and to lay out, and apply the Money arising by such Sale, towards purchasing a more convenient Glebe, and erecting Houses thereon*; and the same was received, and read the first Time, and ordered to be read a second Time.

Upon a Motion made,

The House resolved itself into a Committee, to take under their Consideration the Governor's Speech, and after some Time spent therein, Mr Speaker resumed the Chair, 10 and Mr Charles Carter reported, that the Committee had had under their Consideration the Governor's Speech, but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to take into their further Consideration the Governor's Speech, To-morrow.

Resolved, That an humble Address be made to the Governor, That he would be pleased to make known to this House, the Purport of his Majesty's Instructions, in Relation to that Part of his Honour's Speech which refers to granting such Supplies as the Exigency of our present Affairs requires, and that Mr Charles Carter do wait on him with the said Address.

A Petition of the Sheriff of the County of York, praying an additional Allowance for his extraordinary Attendance on the General Court, during the six Days that have been added to each Court, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims, that they do examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

Ordered, That the Committee for Courts of Justice, do inspect the Journals of the last Sessions, and draw up a State of the Matters then depending and undetermined, and the Progress that was made therein, and report the same to the House, that they do also examine what Laws have expired since the last Session, and inspect such temporary Laws as will expire with the End of this Session, or are near expiring, and report the same to the House, with their Opinions which of them are fit to be revived and continued.

A written Message from the Governor, was delivered by Mr Walthoe.

Mr Speaker,

The Council Journals have been examined, and no Entry of the Treaty at Albany, in 1722, can be found; but it appears by some Minutes thereof, to relate only to Differences then subsisting between the Northern Indians, and the Indians tributary to this Government, which were thereby adjusted.

The Commissioners sent to the Indians at Winchester, last Summer, was to receive from the Twigtwees (a large Nation of Indians to the West of our Settlements,) their earnest Acknowledgements of strict Friendship with the British Subjects, and to deliver them a Present. At the same Time the Commissioners had my Orders to invite some of their chief Men, and those of the other Nations of Indians to meet me at Winchester, next May.

Mr Speaker,

I am commanded also by the Governor to lay before the House a Copy of the Release of the Six Nations, &c. to his Majesty, at Lancaster, 1744; also a Copy of the Confirmation of the Treaty at Lancaster, at Logg's Town, in 1752.

And the Titles of the same were read.

Ordered, That the same do lie on the Table.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, November 7th, 1753.

TWO Claims of *George Nafh*, for taking up two Runaways therein mentioned.
 Also a Claim of *John Griggs*, for the same Service.

Also a Claim of *George Burras*, for the same Service.

Also a Claim of *William Garland*, for the same Service.

Also a Claim of *Godfrey Wilcox*, for the same Service.

Also two Claims of *Thomas Simpson*, for the same Services.

Also a Claim of *James Hines*, for the same Service.

Also a Claim of *Edward Cary*, for the same Service.

Also a Claim of *Benjamin Cave*, Junior, for the same Service.

Also a Claim of *John Thomas*, for the same Service; were severally presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims in the Book of Claims.

A Bill, *To impower the Vestry of the Parish of South-Farnham, in the County of Essex, to sell the Glebe Land in the said Parish, and to lay out and apply the Money arising by such Sale, towards purchasing a more convenient Glebe, and erecting Houses thereon*; was read a second Time.

Ordered, that the Bill be ingrossed, and read a third Time.

A Petition of *James Jameson*, and *John Evans*, Inspectors at Roy's Warehouses, in the County of *Caroline*, praying a future Increase of their Salaries.

Also a Petition of *Joseph Hale*, praying to be allowed for a Negroe who hanged himself, having first committed a Murder on another Negroe, were severally presented to the House and read.

Ordered, That the said Petitions do lie on the Table.

Mr *Carter* from the Committee of Propositions and Grievances, reported, that the Committee had had under their Consideration, the Proposition from the County of *Prince-William*, to them referred, for reducing the Allowance on Tobacco paid in that County, in Discharge of Officers Fees, and have come to a Resolution thereon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows,

Resolved, That the said Proposition be rejected.

Ordered, That *James Lavie* be appointed a Door-Keeper to this House, in the Room of *William Francis*, and that he give his Attendance accordingly; and that the rest of the Door-Keepers be continued in their respective Offices.

Resolved, That the Order of the House, for taking the Governor's Speech into their further Consideration, this Day, be put off till To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Thursday, November 8th, 1753.

A CLAIM of *Robert Hancock*, for taking up a Runaway therein mentioned.
 Also a Claim of *John Wheateley*, for the same Service.

Also a Claim of *Benjamin Ward*, for the same Service.

Also a Claim of *Thomas Consolve*, for the same Service; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, in the Book of Claims.

Mr *Whiting* from the Committee for Courts of Justice, reported, That the Committee had, according to Order, inspected the Journals of the last Session of Assembly, and prepared and drawn up a State of the Matters then depending and undetermined, and had
 agreed

agreed upon a report, which he read in his Place, and then delivered in at the Table, where it was again read, and is as follows,

Resolved, That it appears to this Committee, That a Petition of *George Purcelley*, setting forth, That his Negroe Man *Guy*, being, by a Court of *Oyer and Terminer*, held for his Trial, sentenced to be hanged, and valued at 45 £. current Money, afterwards, before the Day appointed for his Execution, made his Escape out of Goal, and had not since been taken, and praying the Relief of the House therein, was presented to the House and read, and referred to the Consideration of the next Session of Assembly.

That a Proposition from the County of *James City*, for adding Part of that County to the County of *New Kent*, and Part of the said County of *New Kent*, to the said County of *James City*, was referred to the Consideration of the next Session of Assembly.

That the Propositions from the County of *Lunenburg*, for dividing that County by a Line to run from the Mouth of *Falling River*, to the dividing Line between that County and the County of *Albemarle*, was referred to the Consideration of the next Session of Assembly.

That the Proposition from the County of *Amelia*, for dividing that County, was referred to the Consideration of the next Session of Assembly.

That the Proposition from the County of *Augusta*, for adding Part of that County, to the County of *Frederick*, was referred to the Consideration of the next Session of Assembly.

That a Bill prepared to amend an Act, intituled, *An Act for establishing the General Court, and for regulating and settling the Proceedings therein*; and one other Act, intituled, *An Act directing the Method of Trial of Criminals for Capital Offences, and for other Purposes therein mentioned*, was read a first and ordered to be read a second Time; and it was further ordered, that the said Bill should be printed, and a Copy thereof sent, by the Printer, to each of the Members of this House.

That a Petition of *Robert Blaws*, for Tobacco damaged at the *Great-Bridge* Warehouse, in *Norfolk* County, was referred to the Consideration of the next Session of Assembly, the Petitioner not appearing to make out the Allegations of his Petition.

That a Petition of *Ann Harrison*, setting forth, That her late Husband was an in-
13 lifted Soldier on the Expedition against *Carthagera*, in which Service he received a Wound that killed him, leaving the Petitioner his Widow, in very mean circumstances, and praying the Relief of the House, was presented to the House, and read, and referred to the Consideration of the next Session of Assembly.

Ordered, That the several Petitions of *George Purcelley*, *Robert Blaws*, and *Ann Harrison*, mentioned in the said Report, be referred to the Committee of Claims: And that the several Propositions mentioned therein, be referred to the Committee of Propositions and Grievances.

A Message from the Governor, by M^r *Walthoe*.

M^r Speaker,

I am commanded by the Governor to lay before your House, a Copy of a Letter from the Earl of Holderness, his Majesty's principal Secretary of State, dated August 28th, 1753.

Ordered, That the same do lie on the Table.

A Petition of *Thomas Penman*, Keeper of the Public Goal, praying an Addition to his Salary, that he may be enabled to maintain the Prisoners confined in the said Prison, in a clean and wholesome Manner, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims, that they do examine into the Matters thereof, and report the same, with their Opinion thereupon to the House.

A Petition of *Foushee Tabbs*, and *Richard Kenner*, Inspectors at *Quantico* Warehouses in the County of *Prince William*, praying an Addition to their Salaries, on Account of the great Increase of the Quantity of Tobacco, annually brought to the said Warehouse, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

A Petition of *Gerard Alexander*, Gent. was presented to the House and read, setting forth, That he is seised in Fee-Tail of 2713 Acres of Land, in the County of *Fairfax*; that

he is also seized in Fee-Simple of two Tracts one lying in the County of *Frederick*, containing 873 Acres; the other in the County of *Fairfax*, containing 540 Acres or thereabouts; that he conceives it would be greatly to his Advantage and his Posterity, to dock the Intail of the said Lands in *Fairfax*, and settle the Lands in the Counties of *Frederick* and *Fairfax* aforesaid, with Slaves of greater Value in Lieu thereof, and praying that a Bill may be brought in for that Purpose.

Ordered, That a Bill be brought in, pursuant to the Prayer of the said Petition; and it is referred to Mr *Charles Carter* to prepare and bring in the same.

Mr *Charles Carter* from the Committee of Propositions and Grievances reported, That the Committee had had under their Consideration, divers Propositions from several Counties to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and are as follows,

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Caroline*, for clearing *Mattapony* River, as high as *Burk's* Bridge, by removing Hedges, Trees and other Obstructions out of the said River, at the Expence of such Persons as will subscribe for that Purpose; and from [for] indemnifying them from Suits by Occasion of removing such Obstructions, and casting the Rubbish on other Persons Lands; is reasonable.

Resolved, That it is the Opinion of this Committee; That the Proposition from the County of *Effex*, for altering the Court-Day of that County from the third *Tuesday*, to the third *Monday* in every Month is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Culpeper*, for allowing the Owners of Hounds to let them run at large, be rejected.

The Committee of Propositions and Grievances, have also had under their Consideration, the Petition of *Tarlton Woodson*, and *Charles Woodson*, to them referred, setting forth, That from *Four-Mile-Creek* Warehouse Landing, and the Land of the aforesaid *Charles Woodson*, in *Henrico* County, across *James* River, unto the Neck of Land belonging to *Tarlton Woodson* in the County of *Chesterfield*, is a convenient Place for Travellers to pass over that River, and praying that there may be a public Ferry kept from the said Warehouse Landing, to the said Neck of Land, with the Privilege of erecting one or more Gates across the Road in the aforesaid Neck of Land; and have come to the following Resolutions thereupon.

Resolved, That it is the Opinion of this Committee, That so much of the said Petition, as relates to the keeping a public Ferry, is reasonable.

Resolved, That it is the Opinion of this Committee, That so much of the said Petition as relates to the erecting one or more Gates, across the Road in the said Neck of Land, is reasonable.

The second Resolution being read a second Time, and the Question put, That the House agree thereto,

It passed in the Negative.

Resolved, That the Proposition from the County of *Effex*, for altering the Court Day of that County, from the Third *Tuesday*, to the Third *Monday* in every Month, be rejected.

The other Resolutions being read a second Time, and the Question severally put, That the House agree thereto,

Resolved in the Affirmative.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, or Bills, pursuant to the Resolutions agreed to by the House.

A Petition of *John Eppes*, and *James Thweat*, Inspectors at *Bollings-Point* Warehouse, praying an additional Salary, from the great Increase of the Quantity of Tobacco brought annually to the said Warehouse, since the last Assembly, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

An ingrossed Bill, intituled, *An Act to impower the Vestry of the Parish of South Farnham, in the County of Effex, to sell the Glebe Land in the said Parish, and to lay out, and apply the Money arising by such Sale, towards purchasing a more Convenient Glebe, and erecting Houses thereon*; was read a third Time.

Resolved, That the Bill do pass.

Ordered, That M^r *Francis Smith* do carry the said Bill to the Council, for their Concurrence.

The House proceeded to take into their Consideration the Petition of *Joseph Hailes*,¹⁵ preferred Yesterday, and was ordered to lie on the Table, and the same was read, and ordered to be referred to the Consideration of the Committee of Claims, to examine into the Matters thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *James Brown*, a Prisoner in the Publick Goal, setting forth, that he was imprisoned upon an Execution on a Judgment in the General Court, and intended to Claim the Benefit of the Act for the Relief of Insolvent Debtors, but was served with a second Execution from the said Court, so that he could not obtain it, on Account of the General Court's breaking up before the Expiration of 20 Days after the second Execution being served upon him, and proposing some Amendments to the Law concerning Executions, and for Relief of Insolvent Debtors, and praying that he may be released from his Imprisonment upon surrendering his Estate up, according to Law, for the Benefit of his Creditors, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee for Courts of Justice, to examine into the Matters thereof, and report their Opinion thereupon, to the House.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, to whom it is referred to bring in a Bill, pursuant to a Resolution of this House, for establishing a Ferry from *Four-Mile Creek Warehouse Landing* on the Land of *Charles Woodson* in *Henrico County*, across *James River*, to the Neck of Land belonging to *Tarlton Woodson*, in the County of *Chesterfield*; that they receive a Clause or Clauses for establishing a Ferry from *Robert Wades*, [sic] Land in the County of *Halifax*, across the River *Staunton* to the County of *Lunenburg*; also a Ferry from *Benjamin Basscomb's*, to the Land of *James Buckston*, across *Bennett's Creek*, in *Nansemond*; also a Ferry from the Land of *Charles Ellis* in *Henrico County*, to the Land of *Daniel Weldon*, in *Chesterfield*; also a Ferry from *Jeremiah Godwins*, across the *Western-Branch* in *Nansemond*, to the Land of *James Benn*.

Three Petitions from sundry the Inhabitants of the County of *Surry*, praying that the said County may not be divided, according to a Petition already prefer'd for that Purpose, were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they do examine into the Matters thereof, and report the same, with their Opinion thereupon, to the House.

The House, according to Order, resolved itself into a Committee, for taking into their further Consideration the Governor's Speech, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r *Carter* reported, that the Committee had had under their further Consideration the Governor's Speech, but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee to take into their further Consideration, the Governor's Speech. To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Friday, November 9th, 1753.

16

Ordered,
THAT M^r *Gabriel Jones*, and M^r *Maddison*, be added to the Committee for Courts of Justice.

Two Petitions from sundry Inhabitants of the County of *Albemarle*, praying a Division of their County, was presented to the House and read.

Ordered,

Ordered, That the said Petitions be referred to the Consideration of the Committee of Propositions and Grievances, that they do examine into the Matters thereof, and report the same, as they shall appear to them, with their Opinion thereupon, to the House.

A Petition of *William Moseley*, and *John Osborne*, Inspectors at *Osborne's Warehouse*, in the County of *Chesterfield*.

Also a Petition of *Godfrey Ragsdale*, and *Field Archer*, Inspectors at *Bolling's Warehouse*, in the said County, praying an addition to their Salaries; were severally presented to the House and read.

Ordered, That the said Petitions do lie on the Table.

A Petition of *John Brummel*, setting forth, That a Negroe Man Slave, belonging to the Petitioner, was, by a Court of *Oyer and Terminer*, held in the County of *Chesterfield*, convicted of a Rape, sentenced to be hanged, and valued at 60 £. current Money, that before the Day appointed for his Execution, he broke out of Goal, and hath not been since retaken, and praying an allowance for him, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

A Message from the Council, by Mr *Waltheof*.

That they have agreed to the Bill, intituled, *An Act to empower the Vestry of the Parish of South-Farnham, in the County of Essex, to sell the Glebe Land in the said Parish, and to lay out and apply the Money arising by such Sale, towards purchasing a more convenient Glebe, and erecting Houses thereon*; without any Amendment.

Mr *Carter* from the Committee of Propositions and Grievances; reported, That the Committee had had under their Consideration divers Propositions from the County of *Amelia*, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follows,

Resolved, That it is the Opinion of this Committee, That the Propositions for dividing the said County of *Amelia*, by a Line to be run from *Ward's Ford*, on *Appomattox River*, to the Mouth of *Snail's-Creek* on *Nottoway River*, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition for dividing the said County of *Amelia* by the *Westermost Branch of Sandy River*, and by a Line from the Head thereof, to the Line dividing the said County, from the County of *Lunenburg*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition for dividing the said County of *Amelia*, by the Line dividing the Parishes of *Nottoway* and *Raleigh*,
17 in the said County, be rejected.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill pursuant to the first Resolution.

The House, according to Order, resolved itself into a Committee, to take into their further Consideration the Governor's Speech, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Carter* reported, That the Committee had come to several Resolutions thereupon, which they had directed him to report to the House; which he read in his Place, and afterwards delivered in at the Table, where they were again twice read, and agreed to by the House, with some Amendments, as follows.

Resolved, That it is the Opinion of this Committee, That the *Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*; ought to be amended.

Resolved, That it is the Opinion of this Committee, that the Laws now in Force, making provisions against Invasions and Insurrections, are sufficient to empower the Governor to resist any hostile Attempts or Invasions made on this Colony: But if any Invasion should Happen, and the Power given to the Governor, by those Laws, should then be found insufficient; that there ought to be such further Assistance given, as the Exigency of Affairs shall require.

Resolved, That it is the Opinion of this Committee, that an humble Address be presented to his Majesty, laying before him a Representation of the State of this Colony,
and

and praying that he would be pleased to grant his Lands to the *West-ward* of the great Mountains in small Parcels, exempt from the Payment of Rights and Quitrents, for the Space of Ten Years, which will be an Encouragement to foreign Protestants to settle thereon; and thereby be the most effectual Means of securing our Frontiers, and cultivating a Friendship with the *Indians*.

Resolved, That it is the Opinion of this Committee, That a further Encouragement be given to all Persons, being Protestants, who shall hereafter settle and reside on any Lands situate to the *Westward* of the Ridge of Mountains that divides the Rivers *Roanoke*, *James* and *Patowmack*, from the *Mississippi*, in the County of *Augusta*.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, or Bills, pursuant to the first and last Resolutions.

Ordered, That Mr *Charles Carter*, Mr Attorney, Mr *Whiting*, Mr *Carter Burwell*, Mr *Fry*, Mr *Bland*, Mr *Pendleton*, Mr *Lomax*, and Mr *Benjamin Waller*, do prepare an Address to be presented to his Majesty, pursuant to the third Resolution.

Mr *Carter* also acquainted the House, That the Committee not having Time to go through the Governor's Speech, had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to take into their further Consideration the Governor's Speech, on *Wednesday* next.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Saturday, November 10th, 1753.

13

A PETITION of *William Hunter*, Printer, setting forth, That by a Resolve of the last General Assembly, he was allowed 300*£. per Annum*, for fundry Services therein mentioned, which will expire at the End of this present Session, and praying that the said Allowance may be continued, was presented to the House, and read.

Resolved, That the Sum of 300*£. per Annum*, be allowed to *William Hunter*, Printer, from the end of this present Session, to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations, and other Acts of Government, and all other Public Services.

Ordered, That the said Resolve be ingrossed, and that Mr *Benjamin Waller*, do carry it to the Council for their Concurrence.

A Petition of *William Seward, Junior*, praying that a Ferry may be established from his Land in *Hog-Island-Main*, across *James-River*, to *Higginson's Landing*, on the Land of *Lewis Burwell*;

Also a Petition of fundry Inhabitants of the County of *Albemarle*, praying that if this House should think proper to divide the said County, that the same may be divided by the *Fluvanna River*, were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Consideration of the Committee of Propositions and Grievances, that they do examine into the several Matters thereof, and report the same, with their Opinions thereupon, to the House.

A Petition of *Edward Osborne*, in behalf of himself and others, praying an additional Rent for the Warehouses at *Bermuda-Hundred*, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

A Claim of *Edward Rowel*, for taking up a Runaway therein mentioned, was presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim, in the Book of Claims.

And then the House adjourn'd till *Monday* Morning Eleven o'Clock.

Monday,

Monday, November 12th, 1753.

Ordered,

THAT Mr *Curtis* be added to the Committee for Courts of Justice.

Mr *Carter* from the Committee of Propositions and Grievances, presented to the House, according to Order, A Bill *For clearing Mattapony River*, and the same was read the first Time, and ordered to be read a second Time.

A Petition of *George Brett*, praying that a Ferry may be appointed from his Land, across *Patowmack River* to *Maryland*, was presented to the House, and read.

¹⁹ *Ordered*, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances, and that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That the Thanks of this House be returned to the Reverend Mr *William Stith*, for his excellent Sermon preached Yesterday, before the Council, and this House, and that he be desired to print it; and that Mr *Carter* do wait on him for that Purpose.

A Petition of the Inspectors at *Hunting-Creek* Warehouse, in the County of *Fairfax*, praying that their Salaries may be increased; was presented to the House and read.

Ordered, That the said Petition, and several others, praying an Increase of certain Inspectors Salaries, that were ordered to lie on the Table, be referred to the Committee of Propositions and Grievances, that they examine into the Matters thereof, and report the same, with their Opinion thereupon, to the House.

Several Petitions from the County of *Surry*, praying a Division of the said County, and that the lower Part may retain the Name of *Surry*, were presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they examine into the Matters thereof, and report the same, with their Opinion thereupon to the House.

A Claim of *John Watkins*, for taking up a Runaway therein mentioned,

Also a Claim of *Poindexter Moseley*, for the same Service; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, in the Book of Claims.

A Message from the Governor, by Mr *Walthoe*.

Mr Speaker,

I am commanded by the Governor to lay before your House, a Copy of a Letter from Governor Sharpe; also a Copy of Conrad Weiser's Letter, and his Transactions with the Indians.

Which being read;

Ordered, That the same do lie on the Table.

A Petition of *John Holt*, praying that he may be allowed to continue his Ferry at *Hog-Island*, free from the Burthen of maintaining a Bridge over *Hog-Island-Creek*, was presented to the House and read.

Ordered, That the said Petition, be referred to the Committee of Propositions and Grievances, that they do examine into the Matters thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Mr *Dewey* have Leave to be absent from the Service of this House, till *Monday* next.

Mr *Carter* from the Committee of Propositions and Grievances reported, That the Committee had had under their Consideration, divers Propositions from several Counties to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, as follows.

Resolved,

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Brunswick*, for dividing that County, by *Maherin* River, be rejected. 20

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Brunswick*, for dividing the Parish of *St. Andrew*, in that County, by *Maherin* River, and making the same two distinct Parishes; that on the *North* Side the said River, to retain the Name of *St. Andrew*, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Surry*, for laying off into Lots and Streets, and establishing as a Town, Fifty Acres of Land, at *Cabbin-Point*, in the said County, on *Upper-Chepokes* Creek, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Surry*, for establishing a Town at *Low-Point*, on *Chepoke's* Creek, on the Land of *John Cocke*, Gent. in the said County, which has been laid out into Lots and Streets, and sold to several Persons, to be called by the name of *Guildford*, and to have the same Privileges and Immunities as other Towns erected by Act of Assembly, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Surry*, for erecting a Public Warehouse, for the Inspection of Tobacco, at *Low-Point*, on *Chepoke's* Creek, on the Land of *John Cocke*, Gent. in the said County, be rejected.

On Consideration of the Petition of *Jacob Bugg*, and *Olive Branch*, Inspectors at the *Rocky-Ridge*, in the County of *Chesterfield*, setting forth, That the Salary for each Inspector at the said Inspection, was settled by Act of Assembly in the Year 1748, at 25*£*. *per Annum*, and that the Quantity of Tobacco received at the said Inspection, for the first Year, was only 129 Hogheads, but that the Quantity had lately greatly increased, inasmuch that at the last Year's Inspection, the same amounted to 900 Hogheads; and praying that their Salaries may be enlarged, and that they may have a further Allowance for their Services the two last Years.

Resolved, That it is the Opinion of this Committee, That so much of the said Petition, as relates to the Enlargement of the Salaries of the said Inspectors, is reasonable.

Resolved, That it is the Opinion of this Committee, that so much of the said Petition as relates to making the Petitioners a further Allowance for their Services the two last Years, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Sum of 10*£*, to each of the said Petitioners, for their Services the two last Years is a reasonable Allowance.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, or Bills, pursuant to the second and fourth Resolutions.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, to whom it is referred, to prepare and bring in a Bill, *For amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, that they receive a Clause, or Clauses, pursuant to the sixth Resolution.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, pursuant to the last Resolution.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, November 13th, 1753.

21

Ordered.

THAT Mr *Mofely*, and Mr *Walke*, be added to the Committee of Trade; Mr *Willis* to the Committee of Propositions and Grievances, and Mr *Power*, to the Committees of Privileges and Elections, and Propositions and Grievances.

A Claim of *Richard Smallman*, and *John Barber*, for taking up several Run-aways therein mentioned.

Also a Claim of *William Saunders*, for the same Service.

Also a Claim of *George Chares*, for the same Service.

Also

Alfo a Claim of *Avery Dye*, for the fame Service; were feverally prefented to the Houfe and received.

Ordered, That it be an Inſtruction to the Committee of Claims, to allow the ſaid Claims in the Book of Claims.

A Petition of *John Rowzie*, and *Daniel Gaines*, Inſpectors at *Layton's* and *Occupatio* Warehouſes, in the County of *Effex*; praying an Increaſe of their Salaries, was prefented to the Houfe, and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances, that they do examine into the Matter thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Mr Attorney informed the Houfe, that he was defir'd by the Governor to lay before them his Honour's Remarks on the Militia Law, which he did accordingly.

Ordered, That the fame do lie on the Table.

A Petition of *John Holt*, and *Elizabeth Broadnax*, praying that the ſaid *John* may be allowed for one, and the ſaid *Elizabeth* for four Hogſheads of Tobacco, which were burnt at the Public Warehouſes at *Kennon's*; and alfo a Memorial from the Inſpectors, of all the Tobacco burnt in the ſaid Warehouſes, were prefented to the Houfe, and read.

Ordered, That the ſaid Petition and Memorial be referred to the Committee of Claims, that they do examine into the Matter thereof, and report the fame, with their Opinion thereupon to the Houfe.

A Meſſage from the Council, by Mr *Walthoe*.

That they have paſſed a Bill, intituled, An Act for reducing the ſeveral Laws made for eſta bliſhing the General Court, and for regulating and ſettling the Proceedings therein, into one Act of Aſſembly, to which they deſire the Concurrence of this Houfe.

And the ſaid Bill was received, and read the firſt Time, and ordered to be read a ſecond Time.

A Petition of *James Skelton*, praying a further Allowance for rebuilding the *Capitol*.

Alfo a Petition of the Juſtices of the County of *Elizabeth-City*, and the Miniſter and Church-wardens of the Pariſh of *Elizabeth-City*, in the ſaid County, ſetting forth, That one *Benjamin Sym*, formerly of the ſaid County, deceaſed, did, by his laſt will and Teſtament, give 200 Acres of Land, with a Marſh contiguous thereto, for the Maintenance of a Perſon to keep a free School for the Education of the Children belonging to the adjacent
22 Pariſhes, and directed that the Juſtices of the ſaid County, and the Miniſter and Church-wardens of the ſaid Pariſh, ſhould ſee his will juſtly and truly performed; that it would be greatly to the Benefit of the ſaid Charity, if the Lands were to be fold, 1000£. having been offered for the fame, and praying that they may be enabled to ſell the fame, reſerving one Acre for a School-Houſe, and that the Purchase Money may be ſecured in Truſt, for the Uſes declared in the ſaid Will, and that they may be impowered to ſue for the Arrears of Rent, due from ſuch Perſons as have rented the ſaid Land from the ſaid Juſtices, &c. and if it ſhould not be thought convenient to ſell the ſaid Land, that an Act may paſs for veſting the fame in Truſt, for the Uſes declared in the ſaid Will.

Ordered, That the ſaid Petitions be referred to the Committee of Propoſitions and Grievances, that they do examine into the Allegations thereof, and report the fame, with their Opinions thereupon, to the Houfe.

And then the Houfe adjourn'd till To-morrow Morning Eleven o'Clock.

Wednesday, November 14th, 1753.

MR *Carter* from the Committee of Propoſitions and Grievances reported, That the Committee had had under their Conſideration, divers Propoſitions from ſeveral Counties to them referred, and had come to ſeveral Reſolutions thereupon, which he read in his Place, and then delivered in at the Table, where the fame were again twice read, and agreed to by the Houfe, as follows.

Resolved

Resolved, That it is the Opinion of this Committee, That the Proposition for dividing the County of *Surry*, by *Seacock* Swamp, from the Line dividing the said County, from the County of *Southampton*, up to the main Road at *Blow's-Bridge*; thence by the new Road, commonly called the Court-house Road, to *Coppohonk-Swamp*; thence by *Coppohonk-Swam[p]*, down the same to *Black-water*, and thence by *Black-water*, up the same, to the Line dividing the said County of *Surry*, from the County of *Prince-George*, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition that so much of the County of *Surry*, after the same shall be divided, as lies on the inner Side, next to *James-River*, retain the Name of *Surry*, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition for adding so much of the Parish of *Albemarle*, in the County of *Surry*, as lies on the lower Side of *Southampton* County Line, from *Black-water*, to *Seacock-Swamp*; thence up the said Swamp, to the main Road at *Blow's-Bridge*; thence along the said Road to *Coppohonk-Swamp*, and down that Swamp to *Black-water*, to the Parish of *Southwark*, in the said County, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition that what Money belonging to the County of *Surry*, at the Time the Division of the said County shall take Place, shall be in the Hands of the Sheriffs and Cashiers of the said County, shall be accounted for by them, and paid to the Courts of both Counties, after the said County of *Surry* shall be divided, in Proportion to their respective Number of Tithables, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition for dividing the County of *Surry*, by a Line to be run from the middle Way between *Cabbin-Point*, and *Guildford Town*, a *South* Course to the cross Roads near *Cabbin-Point Church*; from thence by *Rowling-Alley Road*, to *Black-water Bridge*, near the Court-house, and from thence by a Course to *Southampton* County Line, be rejected. ²³

Resolved, That it is the Opinion of this Committee, That the Propositions in Opposition to the Propositions for dividing the County of *Surry*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition that the outer Part of the County of *Surry*, after the same shall be divided, retain the name of *Surry*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Augusta*, for adding Part of that County, from the Temperial Line, to the County of *Frederick*, be rejected.

On Consideration of the Proposition from the County of *James-City*, for adding that Part of the said County of *James-City*, above the Mill formerly called *Cowles*, to the County of *New-Kent*; and that Part of the said County of *New-Kent*, commonly called *Hickory-Neck*, and *Ware-Creek*, to the said County of *James-City*.

Resolved, That it is the Opinion of this Committee, That *John Power*, *Leonard Henley*, *Julius-King Burbridge*, *William Brown*, *William Hockaday*, *William Hopkins*, *John Richardson*, *John Allen*, and *John Timberlake*, or any six or more of them, run a Line or Lines, for dividing the said Counties of *James-City* and *New-Kent*, in such Manner as to them shall seem convenient, and report to this Committee, such Line, or Lines, and the Course, or Courses thereof, and what Number of Tithable Persons, will, by such Division, be added to, and taken from each of the said Counties, as they now are.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, or Bills, pursuant to the three first Resolutions.

A Claim of *John Herbert*, for taking up a Runaway therein mentioned,

Also a Claim of *Joseph Meredith*, for the same Service.

Also a Claim of *William Lyon*, for the same Service.

Also a Claim of *William Bowin*, for the same Service.

Also two Claims of *Francis Tupman*, for the same Services.

Also a Claim of *John Jones*, for the same Service.

Also a Claim of *William Furlong*, for the same Service.

Also

Also a Claim of *Stephen Hansford*, for the fame Service.

Also a Claim of *George Alfup*, for the fame Service.

Also a Claim of *Joseph Strother*, for the fame Service.

Also a Claim of *John James*, for the fame Service.

Also a Claim of *Thomas Ficklin*, for the fame Service.

Also a Claim of *John Peuit*, for the fame Service.

Also a Claim of *John Pinchbeck*, for the fame Service.

Also a Claim of *Hugh Meornick*, for the fame Service.

Also a Claim of *Benjamin Davis*, for the fame Service.

Also a Claim of *Joel Jarroll, junior*, for the fame Service.

Also a Claim of *Benjamin Joyner*, for the fame Service.

24 Also a Claim of *Charles Thomson*, for the fame Service.

Also a Claim of *William Harrifon*, for the fame Service.

Also two Claims of *Thomas Armstrong*, for the fame Services.

Also a Claim of *Daniel Grant*, for the fame Service.

Also two Claims of *John Brown*, for the fame Services.

Also a Claim of *William Edwards*, for the fame Service,

Also a Claim of *Mark Talbot*, for the fame Service; were severally presented to the Houfe, and received.

Ordered, That it be an Inftruction to the Committee of Claims, to allow the faid Claims, refpectively in the Book of Claims.

A Petition of fundry Freeholders and Inhabitants of the Counties of *Henrico, Chet-terfield, Cumberland, Albemarle, and Amelia*, fetting forth the many Hardfhips they labour under, by being oblig'd to pay one Piſtole into the Secretary's Office, over and above the Fees formerly demanded and allowed, before they can obtain Patents for their Lands, out of the faid Office, and praying the Relief of this Houfe, was prefented to the Houfe and read.

Ordered, That the faid Petition do lie on the Table.

A Meſſage from the Council, by Mr *Walthoe*.

That they have agreed to the Refolve, For allowing *William Hunter*, Printer, 300£. per Annum, from the End of this preſent Seſſion, to the End of the next Seſſion of Affembly, for his Salary, as a full Recompence for printing and delivering Inſpectors Notes and Books, printing Proclamations, and other Acts of Government, and all other Public Services, without any Amendment.

A Petition of fundry Inhabitants of the County of *Caroline*, praying, That a public Warehouſe, for the Inſpection of Tobacco, may be eſtabliſhed on the Land of *Benjamin Robinſon*.

Also a Petition of the Inſpectors at *Gibſon's, Bray's, Morton's, Falmouth, and Dixon's* Warehouſes, in the County of *King-George*, and the Inſpectors at *Roy's*, in the County of *Caroline*, fetting forth the Hardfhips they labour under by a Claufe in the Tobacco Law, obliging the Inſpectors to open ſuch Tobacco as ſhall be demanded by the Perſons entitled to receive the fame; and on any Tobacco being refuſed, directing the Juſtices to view it on Oath, and not to paſs any that is not found, well conditioned, and clear of Traſh, and praying that the Severities of that Law may be moderated, were ſeverally prefented to the Houfe and read.

Ordered, That the faid Petitions be referred to the Committee of Propoſitions and Grievances, that they examine into the ſeveral Matters thereof, and report the fame, with their Opinion thereupon, to the Houfe.

A Petition of *William Bruce*, Under-Sheriff of *King-George* County, praying That he may be allowed 540 Pounds of Tobacco, which was levied on *Ann Manning*, and *John Walker*, for taking up their Runaways, who have no Effects, and are not Inhabitants of his County;

Also a Petition of the Juſtices of the County of *Charles-City*, praying that the faid County may be repaid 39£. which they expended in building a Wharf at *Swine-herd's* Warehouſes, in the faid County.

Also

Also a Petition of *Margaret Holder*, and *James Grifing*, Proprietors of the Warehouses at *Hobb's-Hole*, praying that they may be reimbursed the Expences they have been at in building a Wharf at the said Warehouses.

Also a Petition of *John Warren*, *John Brett*, *James Ridley*, *Henry Person*, *William Taylor*, and *Barnaby Bailey*; praying that the said *Henry Person* may be allowed for two, and each of the other Petitioners for one Hogshead of Tobacco, which were burnt in the Public Warehouses at *Smithfield*, and a Memorial from the Inspectors, of all the Tobacco burnt in the said Warehouses, were severally presented to the House, and read. 25

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims, that they do examine into the several Matters thereof, and report the same, with their Opinion thereupon, to the House.

Mr Carter, from the Committee of Propositions and Grievances, presented to the House, according to Order, A Bill *For dividing the County of Amelia*.

Also a Bill *For dividing the Parish of Saint Andrew, in the County of Brunswick*.

Also a Bill, *For establishing the Town of Guildford, in the County of Surry, and to prevent Wooden Chimnies being built therein*; and the same were read the first Time, and ordered to be read a second Time.

A Bill, *For clearing Mattapony River*; was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

An ingrossed Bill, from the Council, intituled, *An Act for reducing the several Laws made for establishing the General Court, and for regulating and settling the Proceedings therein, into one Act of Assembly*; was read a second Time, and ordered to be committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Friday next.

The Order of the day being read, for this House to resolve itself into a Committee, to take under their further Consideration the Governor's Speech.

Ordered, That the Governor's Remarks on the Militia Law be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee, to take under their further Consideration the Governor's Speech, and after some Time spent therein, *Mr Speaker* resumed the Chair, and *Mr Carter* reported, that the Committee had gone through the Governor's Speech, and had come to a Resolution thereupon, which they had directed him to report to the House; which he read in his Place, and afterwards delivered in at the Table, where it was again twice read, and agreed to by the House, as follows.

Resolved, That it is the Opinion of this Committee, That the *Act for the better Regulation of the Militia*, ought to be amended.

Ordered, That a Bill be brought in, pursuant to the said Resolution; and it is referred to *Mr Charles Carter*, *Mr Carter Burwell*, *Mr Byrd*, *Mr Thornton*, *Mr Fry*, *Mr Dudley Digges*, *Mr William Digges*, *Mr Hedgman*, *Mr Bland*, *Mr Tucker*, *Mr Kennon*, *Mr Turner*, and *Mr Fairfax*, to prepare and bring in the same.

Ordered, That *Mr George Taylor* have Leave to be absent from the Service of this House, till Saturday Se'ennight.

Ordered, That there be a call of the House on Tuesday next.

Upon a Motion made,

A Bill, *For dividing the County of Amelia*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Thursday, November 15th, 1753.

A BILL, *For dividing the Parish of St. Andrew, in the County of Brunswick*, was read a second Time.

Ordered, That the said Bill be ingrossed.

A Bill, *For establishing the Town of Guildford, in the County of Surry, and preventing Wooden Chimnies being built therein*; was read a second Time.

Ordered,

Ordered, That the said Bill be Ingrossed.

Ordered, That Mr Benjamin Harrison, and Mr Moseley, be added to the Committee, to whom it is referred to prepare and bring in a Bill, *For amending the Act, intituled, An Act for the better Regulation of the Militia.*

A Message from the Council, by Mr Walthoe,

That they have passed a Bill, intituled, An Act for the better Government of Servants and Slaves; to which they desire the Concurrence of this House.

And the said Bill was read the first Time, and ordered to be read a second Time.

A Claim of Cox Whitlaw, for taking up a Runaway therein mentioned.

Also a Claim of Thomas Milner, for the same Service.

Also a Claim of Benjamin Winton, for the same Service.

Also a Claim of Jonathan Goodwin, for the same Service.

Also a Claim of Lemuel Lambert, for the same Service.

Also a Claim of William Babb, for the same Service.

Also a Claim of Wiston Jones, for the same Service.

Also a Claim of Henry Best, for the same Service.

Also a Claim of James March, for the same Service.

Also a Claim of John Denson, for the same Service.

Also a Claim of Benjamin Coulding, for the same Service.

Also a Claim of Joseph Williams, for the same Service.

Also a Claim of John Howell, for the same Service; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, in the Book of Claims.

Mr Carter, according to Order, presented to the House, a Bill *To dock the Intail of certain Lands whereof Gerrard Alexander is seized, and for settling other Lands and Slaves, of greater Value, to the same Uses;* and the same was read the first Time, and ordered to be read a second Time.

Mr Carter, from the Committee of Propositions and Grievances, presented to the House, according to Order, a Bill *For dividing the County of Surry, and adding Part of the Parish of Albemarle, to the Parish of Southwark, in the said County.*

Also a Bill, *For further encouraging Persons to settle on the Waters of the Mississippi;* and the same were read the first Time, and ordered to be read a second Time.

27 A Petition of fundry Inhabitants of the County of King and Queen, praying that no Person may be allowed to tend more than 4000 Tobacco Plants for any Tithable Person, or above 2000 for every Person above ten, and under sixteen Years of Age; employed in making Tobacco, was presented to the House and read.

And the Question being put that the said Petition be referred to a Committee.

It passed in the Negative.

Resolved, That the said Petition be rejected.

Mr Whiting from the Committee for Courts of Justice, reported, That the Committee had, according to Order, examined what Laws have expired since the last Session of Assembly, and inspected such temporary Laws as will expire with, or soon after the End of this Session of Assembly, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and agreed to by the House, with an Amendment to one of them, and is as follows,

Resolved, That it is the Opinion of this Committee, That the Act of Assembly made in the 22^d Year of his present Majesty's Reign, intituled; *An Act for making Provision against Invasions and Insurrections,* which will expire on the 27th Day of October, which shall be in the Year of our Lord 1755, ought to be continued.

Resolved, That it is the Opinion of this Committee, That the Act of Assembly, made in the 22^d Year of the Reign of his present Majesty, intituled, *An Act for regulating the Practice of Attorneys;* which will expire at the End of this Session of Assembly, ought to be continued with Amendments.

Resolved.

Resolved, That it is the Opinion of this Committee, That that Part of the Act of Assembly, made in the 22^d Year of the Reign of his present Majesty, intituled, *An Act for reducing the Laws made for laying a Duty upon Liquors, into one Act of Assembly*; which will expire on the 10th Day of *June*, which shall be in the Year of our Lord 1755; and also that other Part of the same Act, which was continued by an Act, made in the 25th Year of the Reign of his present Majesty, intituled, *An Act for continuing a Clause of an Act of Assembly therein mentioned*; which will also expire on the 10th Day of *June* 1755, ought to be further continued.

Resolved, That it is the Opinion of this Committee, That the Act of Assembly, made in the 25th Year of the Reign of his present Majesty, intituled, *An Act for reviving the Duty upon Slaves, to be paid by the Buyers, for the Term therein mentioned*; which will expire on the 27th Day of *February*, 1756, ought to be continued.

Ordered, That the Committee for Courts of justice, do prepare and bring in a Bill or Bills, pursuant to the two first, and that the Committee of Trade, do prepare and bring in a Bill or Bills, pursuant to the two last Resolutions.

A Petition of *Archibald Ritchie*, Proprietor of the Warehouses at *Hobb's-Hole*; praying that he may be reimbursed his expences for building and repairing the Warehouses, and for repairing the Wharf at the said Place; and that all Tobacco, which shall, at any Time hereafter, be reloaded and put into any Public Warehouse, from on Board any Vessel, may be subject to the Payment of the like Rent or Storage, as if the same had been inspected at such Warehouse, 28

Also a Petition of fundry Inhabitants of the County of *Westmoreland*, praying that Public Warehouses for the Inspection of Tobacco, may be erected on the Land of *William Price*, or on the Land belonging to the Orphan of *John Watts*, deceased, on *Mattox-Creek*; were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they do examine into the several Matters thereof, and report the same, with their Opinion thereupon, to the House.

An ingrossed Bill, intituled, *An Act for dividing the County of Amelia*; was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Thomas Tabb* do carry the Bill to the Council, for their Concurrence.

An ingrossed Bill, intituled, *An Act for clearing Mattapony River*; was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Pendleton* do carry it to the Council for their Concurrence.

And then the House adjourn'd till To-morrow Morning Eleven o'clock.

Friday, November 16th, 1753.

A CLAIM of *Robert Dudley*, for taking up a Runaway therein mentioned, was presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

An ingrossed Bill, intituled, *An Act for dividing the Parish of St. Andrew, in the County of Brunswick*, was read the third Time, and the Blanks therein filled up, and, on a Motion made, an ingrossed Clause was added as a Rider to the said Bill.

Resolved, That the Bill do pass.

Ordered, That Mr *Stith* do carry the Bill to the Council for their Concurrence.

A Petition of *John Norfleet*, praying to be allowed for a Negroe that was killed, as he was working on the Highway, by the Fall of a Tree, was presented to the House and read; and the Question being put, that the said Petition be referred to a Committee.

It passed in the Negative.

Resolved,

Resolved, That the said Petition be rejected.

A Petition of *James Turner*, and *James Pugh*, Inspectors at *Sleepy-Hole*, and *Wilkinson's* Warehouses, in the County of *Nansemond*, setting forth, That the said Warehouses have been several Times broke open, and large Quantities of Tobacco stolen out of the same, and praying Relief therein; was presented to the House: And the Question being put, that the said Petition be received.

Resolved in the Negative.

29 A Petition of *Miles Cary*, was presented to the House and read, setting forth, That a Negroe of his, some Time in the Month of *May* last, broke open a Store-House belonging to the Petitioner, and committed several other Crimes; and to avoid Punishment he absconded; that he procured him to be outlawed, some Time after which he drowned himself, and praying such Relief as this House shall think fit.

Ordered, That the said Petitions be referred to the Committee of Claims, that they do examine into the Matters thereof, and report the same, with their Opinion thereupon, to the House.

An ingrossed Bill, intituled, *An Act for establishing the Town of Guildford, in the County of Surry, and for preventing Wooden Chimnies being built therein*; was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Claiborne*, do carry the said Bill to the Council for their Concurrence.

The House, according to Order, resolved itself into a Committee upon the ingrossed Bill, from the Council, intituled, *An Act for reducing the several Laws made for establishing the General Court, and for regulating and settling the Proceedings therein, into one Act of Assembly*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Carter* reported, that the Committee had had the said Bill under their Consideration, and had made some Progress therein, but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, on *Monday* next.

And then the House adjourn'd till To-morrow Morning Eleven o'clock.

Saturday, November 17th, 1753.

THE House being informed that *George Fox* of the County of *Caroline*, had assaulted and abused the Lady and Servants of a Member of this House.

Resolved, That the said *George Fox*, in so doing, is guilty of a breach of the Privileges of this House.

Ordered, That the said *George Fox*, be taken into Custody by the Serjeant at Arms.

A Message from the Council, by Mr *Walthoe*,

That they have agreed to the Bill, intituled, *An Act for dividing the County of Amelia*.

Also to the Bill, intituled, *An Act for dividing the Parish of St. Andrew, in the County of Brunswick*, without any Amendments.

A Claim of *William Dudley*, for taking up a Runaway therein mentioned.

Also a Claim of *John Leigh*, for the same Service; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, in the Book of Claims.

39 A Bill *For dividing the County of Surry*, was read the second Time, and committed to Mr *Waller*, Mr *Bland*, Mr *Attorney*, Mr *Robert Jones*, and Mr *Claiborne*.

Ordered, That Mr *Thomas Tabb*, have Leave to be absent from the Service of this House, till this Day Se'ennight; and Mr. *Bland*, till *Tuesday* next.

And then the House adjourn'd till *Monday* Morning Eleven o'Clock.

Monday,

Monday, November 19th, 1753.

Ordered,

THAT Mr *Reade* be added to the Committee of Propositions and Grievances, and to the Committee for Courts of Justice; Mr *Johnson*, Mr *Riddick*, and Mr *Martin*, to the Committee of Propositions and Grievances; Mr *Gray* to the Committee of Claims; and Mr *Bland* to the Committee of Trade.

A Bill *To dock the Intail of certain Lands whereof Gerrard Alexander is seised, and for settling other Lands and Slaves, of greater Value, to the same Uses*; was read the second Time, and committed to Mr *Carter*, Mr *Carter Burwell*, Mr *Fairfax*, Mr *West*, Mr *Thomas Harrison*, and Mr *Blackwell*.

A Petition of *William Francis*, setting forth, That he hath served as a Door Keeper to this House, for many Years past, but could not give his Attendance at the Commencement of this Session, having had no Notice thereof, and praying that he may be continued in his Office; was presented to the House, and read, and thereupon

Ordered, That he be appointed a Door Keeper to this House, and that he give his Attendance accordingly.

A Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and subscribed the Test, was admitted to his Place in the House.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing a Burgess, to serve in this present General Assembly, for the County of *Spotsylvania*, in the Room of Mr *William Waller*, who, since his Election, hath accepted of the Office of Coroner, and that Mr *Curtis*, do wait on him with the same.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *To explain the Act, intituled, An Act for regulating Ordinaries, and Restraint of Tippling Houses*, and that Mr *Johnson* and Mr *Pendleton* do prepare and bring in the same.

Mr *Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions and Petitions to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table.

Ordered, That the said Report do lie on the Table.

Mr *Fry*, from the Committee of Claims, reported, That the said Committee had had under their Consideration, several Matters to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the first of the said Resolutions was again read, and agreed to by the House as follows. 31

On Consideration of the Petition of the Sheriff of the County of *York*.

Resolved, That it is the Opinion of this Committee, That the said Petition is reasonable; and that he ought to be allowed 500 Pounds of Tobacco, for his Attendance on the last General Court, besides his usual Allowance; and that the said additional Allowance ought to be continued to the Sheriffs of the said County of *York*, respectively, for the Time being.

Ordered, That the said Report, as to the other Resolutions, do lie on the Table.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Books of Claim, pursuant to the Resolution, agreed to by the House.

The Order of the Day, for the House to resolve itself into a Committee, upon the ingrossed Bill, from the Council, intituled, *An Act for reducing the several Laws made for establishing the General Court, and for regulating and settling the Proceedings therein, into one Act of Assembly*; being read,

Resolved, That this House will resolve itself into a Committee upon the said Bill, Tomorrow.

A Claim of *John Ruffel*, for taking up a Runaway therein mentioned, was presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim, in the Book of Claims.

Ordered, That the Claims of *Isaac Mafon*, and *Richard Kirby*, for Tobacco burnt in the Public Warehouses at *Smithfield*, be referred to the Committee of Claims, that they do examine the same, and make Report thereof, with their Opinion thereupon to the House.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, November 20th, 1753.

TWO Members returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

Ordered, That Mr *Landon Carter* be added to the Committee of Propositions and Grievances, Privileges and Elections, and to the Committee appointed to prepare and bring in a Bill *For amending the Act, intituled, an Act for the better Regulation of the Militia*; that Mr *Spotswood* be added to the Committee of Propositions and Grievances; and that Mr *John Jones*, and Mr *Isham Eppes* be added to the Committee of Claims.

A Claim of *John Richardson*, for taking up a Runaway therein mentioned.

Also a Claim of *John Jones*, for the same Service; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims in the Book of Claims.

³² Mr *Whiting* from the Committee for Courts of Justice, presented to the House, according to Order, a Bill *For continuing an Act, intituled, an Act for making Provision against Invasions and Insurrections*, and the same was read the first Time, and ordered to be read a second Time.

A Bill, *For further encouraging Persons to settle on the Waters of the Mississippi*; was read a second Time.

Ordered, That the said Bill be Ingrossed.

A Message from the Council, by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for clearing Mattaponi River*; with some Amendments, to which they desire the Concurrence of this House.

The House immediately proceeded to take into their Consideration the said Amendments, and the same being read, were agreed to by the House.

Ordered, That Mr *Pendleton*, do go up with a Message to the Council, and acquaint them, that this House doth agree to the Amendments by them proposed to the said Bill.

An ingrossed Bill, from the Council, intituled, *An Act for the better Government of Servants and Slaves*, was read the second Time, and committed to Mr *Charles Carter*, Mr *Landon Carter*, Mr *Attorney*, and Mr *Martin*.

A Petition of fundry Inhabitants of the Counties of *Isle of Wight* and *Southampton*, praying that the Public Warehouses at *Smith's* may be discontinued, and new Warehouses erected at *Fulgam's Point*, opposite to those in *Smithfield*, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they do examine into the Matters thereof, and report the same, with their Opinion thereupon to the House.

A Petition of *Robert Chew*, of the County of *Spotsylvania*, and *Mary* his wife, setting forth, That the Petitioner *Mary* is seized, in Fee-Tail, under the Will of her Grandfather, *Richard Perrot*, deceased, of 1450 Acres of Land, situate in the Parish of *Christ-Church*, in the

the County of *Middlesex*; and that the Petitioner *Robert* is also seised in Fee-Simple, of and in 1487 Acres of Land, lying and being in the Parish of *St. George*, in the County of *Spotsylvania*; that they conceive it will be greatly to the Advantage of the Petitioners, and those claiming under the will of the said *Richard Perrot*, to dock the Intail of the said Lands in *Middlesex*, and to settle the said Lands in *Spotsylvania*, with Slaves of greater Value, to the same Uses; and praying that an Act may pass for that Purpose; was presented to the House and read.

Ordered, That a Bill be brought in, pursuant to the Prayer of the said Petition, and it is referred to Mr *Benjamin Waller*, to prepare and bring in the same.

An Account of *John Wheately*, against the Public, for Lodging and Dieting of *Indians*, was presented to the House and received.

Ordered, That the said Account be referred to the Committee of Claims, that they do examine the several Articles thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions and Petitions to them referred, and had come to several Resolutions thereupon, which he read in his Place, and afterwards delivered in at the Table, where the two first of the said Resolutions were again read, and agreed to by the House, as follows.

Resolved, That it is the Opinion of this Committee, That the Propositions from the County of *Lunenburg*, for dividing that County, by a Line to be run from the Mouth of *Falling River*, to the Line dividing the said County, and the County of *Albemarle*, are reasonable.

Resolved, That it is the Opinion of this Committee, That the Propositions from the County of *Albemarle*, for dividing that County, and the Parish of *St. Anne*, in the said County, by the *Fluvanna River*, be rejected.

Ordered, That the Committee of Propositions and Grievances, do bring in a Bill pursuant to the first Resolution.

Ordered, That the said Report, as to the other Resolutions, do lie on the Table.

The House, according to Order, resolved itself into a Committee upon the ingrossed Bill, from the Council, intitled, *An Act for reducing the several Laws made for establishing the General Court, and for regulating and settling the Proceedings therein, into one Act of Assembly*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that they had had the said Bill under their Consideration, but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

Ordered, That the Call of the House be put off till *Thursday* next.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Wednesday, November 21st, 1753.

AN Account of *Richard Tutt*, against the Public, for erecting a Gallows and Gibbet, and making of Irons, for the Execution of *John Trotman*, and *John Sparks*, was presented to the House and received: And the Question being put, That the said Account, be referred to a Committee,

It passed in the Negative.

Resolved, That the said Account be rejected.

A Message from the Council, by Mr *Walthoe*.

That a Petition of the Reverend *John Gordon*, Minister of the Parish of *Frederick*, had been read in Council, and was by them referred to the Consideration of this House; and the said Petition was read.

Ordered.

Ordered, That the said Petition be referred to the Consideration of the Committee of Propositions and Grievances; that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *William Hunter*, setting forth, That after compleating the Body of Laws of this Colony, agreeable to his Contract with the Executors of *William Parks*, deceased, by the Directions of the honourable the Speaker, he printed 500 Copies of twenty Laws, which became then in force by his Majesty's Repeal of fundry Acts made in the Year 1748; and praying such an Allowance for the same, as to this House shall seem reasonable.

³⁴ Also a Petition of *James Crane*, setting forth, That he expended 25 £, besides his Loss of Time, in pursuing and apprehending, upon a Hue and Cry, *John Oyles*, and *Thomas Green*, who were severally tried in the General Court, and convicted of Felony, and praying that he may be reimbursed the Money so by him expended, and that this House will make him such an Allowance, for his Trouble and Loss of Time, as to them shall seem reasonable, were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Claims, that they do examine into the Matters thereof, and report the same, with their Opinions thereupon, to the House.

A Petition of *Lawrence Smith*, of the County of *Gloucester*, Gent. setting forth, That he is seized in Fee-Tail Male, of, and in 1300 Acres of Land, in the Parish of *Abingdon*, and County of *Gloucester*, by virtue of a Deed-Poll made by *Lawrence Smith*, the Petitioner's Great Grandfather, to his Son *John Smith*, who was the Petitioner's Grandfather. That he hath but a very small Number of Slaves, not near sufficient to work the said Tract of Land, which, by Reason thereof, is rather chargeable than profitable to him: That he hath agreed with *Warner Lewis*, of the said County, Gent. in Case he can be impowered to sell the said Land, to the said *Warner Lewis*, to purchase from him 4000 Acres of Land, in the County of *Spotsylvania*, and Slaves of the Value of 450 £, *Sterling*, which together, are of greater Value, and will be of greater Benefit and Advantage to the Petitioner and his Posterity, and those claiming under the said Deed-Poll, than the Lands in *Gloucester*, and praying that an Act may pass, for docking the Intail of the said Land in *Gloucester*, and vesting the same in the Petitioner, in Fee-simple, and for settling the said 4000 Acres of Land in *Spotsylvania*, and Slaves of the Value of 450 £. *Sterling*, to the same Uses, was presented to the House and read.

Ordered, That Mr *Whiting* do prepare and bring in a Bill pursuant to the Prayer of the said Petition.

Mr *Carter Burwell*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Writs for electing Burgesses to serve in this present General Assembly, for the Counties of *Dinwiddie* and *Southampton*, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House as follows.

Resolved, That it is the Opinion of this Committee, That the Return of the said Writs are made in the Form prescribed by Law.

A Petition of fundry Inhabitants of the County of *Dinwiddie*, setting forth the many Hardships they labour under, by being oblig'd to pay one Pistole, into the Secretary's Office, over and above the Fees formerly demanded and received, before they can obtain any Patents from the said Office, was presented to the House and read.

Ordered, That the said Petition, and the Petition of the Inhabitants of the Counties of *Henrico*, *Chesterfield*, *Cumberland*, *Albemarle* and *Amelia*, which was order'd to lie on the Table, be referred to the Consideration of the Committee of the whole House.

Resolved, That this House will resolve itself into a Committee, to take under their Consideration, the said Petitions, To-morrow.

³⁵ Several Petitions of the Inhabitants of the Counties of *Augusta* and *Frederick*, praying that all that part of the County of *Augusta* which lies between the Line of the Right Honourable

Honourable the Lord *Fairfax* and the County of *Frederick* may be taken off from the County of *Augusta* and added to the County of *Frederick*.

Also a Petition of the Justices of *Frederick* County, setting forth the many Inconveniences they, and the Inhabitants of the said County, labour under by Reason of the Extensiveness of the said County, and praying that the same may be divided from the *Warm Springs* along the *Cape-Capon* Mountains to the *Augusta* Line, and that Quarterly Courts may be held in the said County were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they do examine into the Matters thereof, and report the same, with their Opinion thereupon to the House.

Mr *Waller*, from the Committee to whom the Bill, *For dividing the County of Surry and adding Part of the Parish of Albemarle, to the Parish of Southwark, in the said County* was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House, which he read in his Place, and afterwards delivered in at the Table, where the same were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

An ingrossed Bill, intituled, *An Act for further encouraging Persons to settle on the Waters of the Mississippi*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Charles Carter*, do carry the said Bill to the Council for their Concurrence.

A Bill *For continuing an Act, intituled, an Act for making Provision against Invasions and Insurrections*, was read the second Time.

Ordered, That the Bill be ingrossed.

A Claim of *Jeffry* and *Charles Palmers*, for taking up a Runaway therein mentioned.

Also a Claim of *Burwell Basset*, for the same Service; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, in the Book of Claims.

The House according to Order, resolved itself into a Committee, upon the Ingrossed Bill, from the Council, intituled, *An Act for reducing the several Laws made for establishing the General Court, and for regulating and settling the Proceedings therein, into one Act of Assembly*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their further Consideration, and gone through the same, and had made several Amendments thereto, which he read in his Place, and afterwards delivered in at the Table, where the same were again twice read, and agreed to by the House.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Thursday, November 22d, 1753.

35

A N Ingrossed Bill, intituled, *An Act for dividing the County of Surry, and adding Part of the Parish of Albemarle, to the Parish of Southwark*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Claiborne*, do carry the said Bill to the Council for their Concurrence.

A Petition of *Thomas Anderson* and *William Overton*, setting forth that this House did at the last Session of Assembly, from the Increase of Business at *Pages* Warehouses in the County of *Hanover*, make an allowance of 30 *l.* to *David Richardson* one of the Inspectors at the said Warehouse as an Addition of 10 *l.* per Annum to his Salary, for three Years,

Years, and an Allowance of 15*l.* to *John Dabney* the other Inspector as an addition of 10*l. per Annum* to his Salary for one Year and a Half. That the Petitioner *William Overton* ferved one, and *Thomas Anderfon* ferved two, of the faid three Years, for which the faid *David Richardfon* was allowed the faid 30 *l.* and *John Dabney* the faid 15 *l.* That the faid *David Richardfon* and *John Dabney* refufe to allow the Petitioners or either of them any Part of the Money fo allowed to them; and praying that this Houfe will take the fame into Confideration and allow to each of the Petioners fuch Proportion of the faid Sums of 30*l.* and 15*l.* as they shall think fit.

Alfo a Petition of *Arthur Applewhaite*, praying to be allowed for a Hogfhead of Tobacco which was burnt in the Public Warehoufes at *Smithfield*.

Alfo a Petition of *Elizabeth Dawfon*, fetting forth that fhe hath built, two Wharfs at the Brick Houfe in *New-Kent* County. That the Rents of the Warehoufes at the faid Place are not fufficient to reimburfe her the Money fhe hath expended in building them, and praying an Allowance for the fame, were feverally prefented to the Houfe and read.

Ordered, That the faid Petitions be referred to the Committee of Claims, that they do examine into the Matters thereof, and report the fame, with their Opinion thereupon to the Houfe.

An ingroffed Bill, intituled; *An Act for continuing an Act, intituled an Act for making Provision againft Invaſions and Infurrections*, was read the third Time, and a Blank therein filled up.

Resolved, That the Bill do paſs.

Ordered, That Mr *Whiting* do carry the faid Bill to the Council for their Concurrence.

A Petition of the Miniſter, Churchwardens, and Veſtrymen of the Pariſh of *Bliſland*, in *New-Kent* and *James-City* Counties, praying that they may be enabled to fell the old Glebe, belonging to the faid Pariſh, and lay out, and apply the Money ariſing by fuch Sale in purchaſing Plate and Ornaments for the Uſe of the lower Church in the faid Pariſh.

Ordered, That a Bill be brought in, purſuant to the Prayer of the faid Petition, and it is referred to Mr *Power*, to prepare and bring in the fame.

An ingroffed Bill from the Council, intituled, *An Act for reducing the ſeveral Laws made for eſtabliſhing the General Court, and for regulating and ſettling the Proceedings therein, into one Act of Aſſembly*; with the Amendments, were read the third Time.

Resolved, That the bill with the Amendments do paſs.

Ordered, That Mr *Charles Carter*, do go up with a Meſſage to the Council, and acquaint them that this Houfe have agreed to the faid Bill, with ſome Amendments, to which Amendments they deſire their Concurrence.

A Petition of *Edward Pegram*, in the County of *Dinwiddie*, ſetting forth, That ſome Time in the Year 1748, the Petitioner, in taking up a Runaway Negroe, was obliged to give him ſeveral Blows, ſome Time after which he died; that *John Jones*, Gent. to whom the faid Negroe belonged, brought a Suit againſt the Petitioner, and obtained a Judgment againſt him for 40*l.* and praying Relief, was offered to the Houfe: And the Queſtion being put, that the faid Petition be received,

Resolved in the Negative.

A Petition of fundry Inhabitants of the County of *Albemarle*, praying that a ferry may be appointed from the Mouth of the *Double-Creeks*, on the Land of *Nicholas Davis*, acroſs *Fluvanna* River, to *Salopian* Point, to the Land of the faid *Davis*, was prefented to the Houfe, and read.

Ordered, That it be an Inſtruction to the Committee appointed to bring in a Bill for eſtabliſhing a Ferry from *Four-Mile-Creek* Warehouſe Landing, on the Land of *Charles Woodfon*, in *Henrico* County, acroſs *James-River*, to the Neck of Land belonging to *Tarleton Woodfon*, in the County of *Cheſterfield*, that they receive a Claufe purſuant to the Prayer of the faid Petition.

Mr *Lomax* from the Committee of Trade, prefented to the Houfe, according to Order, a Bill, *For continuing the Act, intituled, an Act for reviving the Duty upon Slaves, for*
the

the Term therein mentioned, and the same was read the first Time, and ordered to be read a second Time.

The House, according to Order, resolved itself into a Committee to take under their Consideration the several Petitions of the Inhabitants of the Counties of *Henrico, Chesterfield, Cumberland, Albemarle, Amelia, and Dinwiddie*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that they had had the said Petitions under their Consideration, and had come to a Resolution thereupon, which they had directed him to report to the House; which he read in his Place, and then delivered it in at the Table, where the same was again twice read, and agreed to by the House, as follows,

Resolved, That it is the Opinion of this Committee, That an humble Address be presented to his Honour the Governor, to inform him, that several Petitions have been preferred to this House, from sundry Inhabitants of this Colony, complaining of an unusual Demand that is made in the Secretary's Office, of a Pistole, for every Patent that is issued from the said Office, as a Fee to his Honour, for signing the said Patents, and the Use of the Seal, and to desire him to make known to this House, whether the said Demand is made by his Honour's Directions, and if so, by what Authority he has directed the same to be demanded; and that Mr *Charles Carter*, Mr *Bland*, Mr *Randolph*, Mr *Whiting*, Mr *Christopher Robinson*, Mr *Benjamin Harrison*, Mr *Pendleton*, Mr *Power*, Mr *Martin*, Mr *Fry*, Mr *Claiborne*, and Mr *Johnson*, do prepare and bring in the same.

Mr *Carter* also informed the House, that the Committee had directed him to move for 38 Leave to sit again, to take under their further Consideration the said Petitions.

Resolved, That this House will again resolve itself into a Committee to take under their further Consideration the said Petitions, on *Tuesday* next.

Ordered, That the Call of the House be put off till *Tuesday* next.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Friday, November 23d, 1753.

TWO Claims of *William Rowntree*, for taking up two Runaways therein mentioned.

Also a Claim of *John Pond*, for the same Service.

Also a Claim of *Needlis Hill*, for the same Service.

Also two Claims of *Philemon Parr Edmondson* for the same Services, were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims, respectively in the Book of Claims.

Mr *Johnson*, according to Order, presented to the House, a Bill *To explain an Act, intituled, an Act for regulating Ordinaries and Restraint of Tipling-Houses*, and the same was read the first Time, and ordered to be read a second Time.

A Message from the Council, by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for further encouraging Persons to settle on the Waters of the Mississippi*,

Also to the Bill, intituled; *An Act for making Provision against Invasions and Insurrections*, without any Amendments.

Also to the Amendments proposed by this House, to the Bill, intituled, *An Act for reducing the several Laws made for establishing the General Court, and for regulating and settling the Proceedings therein, into one Act of Assembly*.

Ordered, That Mr *Willis* have Leave to be absent from the Service of this House, 'till *Saturday* Se'nnight.

Mr *Lomax* from the Committee of Trade, presented to the House, according to Order, a Bill *For further continuing certain Acts of Assembly therein mentioned*, and the same was read the first Time, and ordered to be read a second Time.

Mr *Charles Carter* from the Committee of Propositions and Grievances presented to the House, according to Order, a Bill, *For amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing frauds in his Majesty's Customs.*

Also a Bill, *For appointing several new Ferries*, and the same were read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Ordered, That the President and Masters of *William and Mary* College do lay before this House, an Account of the Money arising from the Duty of one Penny upon every
 39 Gallon of Wine, Rum, Brandy, and other distilled Spirits, paid to them by the Treasurer of this Colony, according to the Directions of an Act of Assembly, made in the 19th Year of the Reign of his present Majesty.

Mr *Lomax* from the Committee of Trade, reported, That the Committee had had under their Consideration the Act of Assembly, made in the 19th Year of the Reign of his present Majesty, *For reducing the Laws made for laying a Duty on Liquors, into one Act of Assembly*; and also a Clause of another Act made in the 22^d Year of the same Reign, *For continuing the said recited Act*, to them referred, and had come to a Resolution thereupon, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read, and is as follows.

Resolved, That it is the Opinion of this Committee, That the Importers of Liquors chargeable with the Duties laid by the said Acts ought to have a reasonable Allowance for Leakage and Shrinkage; and the Question being put, That the House do agree thereto.

Resolved in the Negative.

Mr *Waller*, according to Order, presented to the House, a Bill, *For docking the Intail of certain Lands, in the County of Middlesex, and vesting the same in Robert Chew, in Fee-simple, and for settling other Lands and Slaves of greater Value, to the same Uses*, and the same was read the first Time, and ordered to be read a second Time.

A Bill, *For continuing the Act, intituled, an Act for reviving the Duty upon Slaves, for the Term therein mentioned*; was read the second Time.

Ordered, That the said Bill be Ingrossed.

Mr *Charles Carter*, from the Committee to whom the Ingrossed Bill, from the Council, intituled, *An Act for the better Government of Servants and Slaves*, was committed, reported, That they had made an Amendment thereto, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read, and agreed to by the House.

Mr *Charles Carter*, also, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions, from several Counties, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and afterwards delivered in at the Table, where the same were again twice read, and part thereof agreed to by the House as follows.

Resolved, That it is the Opinion of this Committee, That the Proposition from the Counties of *Isle of Wight*, and *Southampton*, for discontinuing the Public Warehouses, for the Inspection of Tobacco on *Smith's* Land, on the East Side of *Pagan-Creek*, in the County of *Isle of Wight*, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the Counties of *Isle of Wight* and *Southampton*, for erecting Public Warehouses for the Inspection of Tobacco, at *Fulgam's* Point, opposite to those in *Smithfield*, in the County of *Isle of Wight*, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Propositions from the Counties of *Frederick* and *Augusta*, for adding to the County of *Frederick*, that Part of the County of *Augusta*, which lies between the Southern Line of *Frederick* County, and the Line dividing the Territory of the Lord *Fairfax*, from the other Part of this Colony, are reasonable.

40 *Resolved*, That it is the Opinion of this Committee, That the Propositions from the Counties of *Frederick* and *Augusta*, for dividing the County of *Frederick*, and that Part

of

of the County of *Augusta*, which lies between the Southern Line of *Frederick* County, and the Line dividing the Territory of the Lord *Fairfax*, from the other Part of this Colony, in two Counties, by the *Warm-Spring* Mountain, and *Great-North* Mountain, are reasonable.

Resolved, That it is the Opinion of this Committee, That the Propositions from the County of *Frederick*, for appointing the Court of that County, to be held Quarterly, be rejected.

Ordered, That Mr *Fairfax* do prepare and bring in a Bill pursuant to the third and fourth Resolutions.

Ordered, That the said Report, as to the two first Resolutions, do lie on the Table. And then the House adjourned till To-morrow Morning Eleven o'Clock.

Saturday, November 24th, 1753.

Ordered,

THAT Mr *Chinn* have Leave to be absent from the Service of this House, for the Recovery of his Health.

Mr *Fry*, from the Committee of Claims, reported, That the Committee had had under their Consideration divers Matters to them referred, and had come to several Resolutions thereupon, which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the said Report do lie on the Table.

A Bill, *For amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*; was read the second Time, and ordered to be committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee, upon the said Bill, on Wednesday next.

Mr *Charles Carter* from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration the Petition of *John Gordon* Minister of *Frederick* Parish, to them referred, praying that his Salary may be paid, as the Salaries of the other Clergymen in this Colony are paid; or that instead thereof, he may be paid 100£. annually, and had come to several Resolutions thereupon, which he read in his Place, and afterwards delivered in at the Table, where they were again twice read, and agreed to by the House, as follows.

Resolved, That it is the Opinion of this Committee, That so much of the said Petition, as relates to the paying the Petitioner's Salary, in the same Manner as the Salaries of other Clergymen in this Colony, are paid, be rejected.

Resolved, That it is the Opinion of this Committee. That so much of the said Petition, as relates to paying the Petitioner 100£. annually, instead of the Salary now allowed him, is reasonable.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, pursuant to the last Resolution, and that it be an Instruction to the said Committee that they receive a Clause for making the same Allowance to the Minister of the Parish of *Augusta*, in the County of *Augusta*, instead of the Salary now allowed him. 41

The House being informed that *George Fox*, attended at the Door, in Custody of the Serjeant at Arms, it was thereupon

Ordered, That he be discharged out of Custody, and that it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, to the Serjeant at Arms, for his Expences in taking and bringing down the said *Fox*.

And then the House adjourn'd till Monday Morning Eleven o'Clock.

Monday,

Monday, November 26th, 1753.

M^R *Fairfax* presented to the House, according to Order, a Bill *For adding Part of the County of Augusta to the County of Frederick and for dividing the County of Frederick, and the Part of Augusta to be added thereto, into two Counties*, and the same were read the first Time, and ordered to be read a second Time.

An ingrossed Bill, intituled, *An Act for continuing the Act, intituled, an Act for reviving the Duty upon Slaves, for the Term therein mentioned*, was read the third Time, and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r *Lomax*, do carry the said Bill to the Council for their Concurrence.

A Bill, *For docking the Intail of certain Lands, in the County of Middlesex, and vesting the same in Robert Chew, in Fee-simple, and for settling other Lands and Slaves of greater Value, to the same Uses*, was read the second Time, and committed to M^r *Waller*, M^r *Wormeley*, M^r *Christopher Robinson*, and M^r *Curtis*.

An Ingrossed Bill, from the Council, intituled, *An Act for the better Government of Servants and Slaves*, with the Amendments, was read the third Time.

Resolved, That the Bill, with the Amendments, do pass.

Ordered, That M^r *Attorney*, do go up with a Message to the Council, and acquaint them that this House have agreed to the said Bill, with some Amendments, to which Amendments they desire their Concurrence.

A Petition of *John Armistead*, of the County of *Gloucester*, Gent. setting forth, That he is seized in Fee-Tail under the Will of *Thomas Meriwether*, deceased, of, and in 1710 Acres of Land, lying in the Parish of *South-Farnham*, in the County of *Effex*; and of eight Lots of Land, in the Town of *Tappahannock*, in the said County; That the Petitioner's Father, did, by his Last Will and Testament, give and devise unto his Daughter *Susannah*, 600*£. Sterling*, and directed that the same should be paid her by the Petitioner, when she should attain the Age of 21 Years, or Marriage: And did also give unto his Son *William*, 600*£. Sterling*, to be paid him when he should arrive at the Age of 21 Years. That the said *Susannah* has since intermarried with one *Moore Fantleroy*, of the County of *Richmond*, who soon after such Marriage, brought Suit against the Petitioner in the
42 County Court of *Gloucester*, and obtained a Judgment against him for the said Sum of 600*£.* and Interest thereon, from the Time of his Marriage, and that the other Legacy to his Brother *William*, is also become payable: That it is out of the Power of the Petitioner to discharge the same, without selling of his Negroes, which, if sufficient, would render his other Lands useless, and an Incumbrance to him; and praying that Leave may be given to bring in a Bill to enable him to sell the said intailed Lands, or so much thereof, as will be sufficient to discharge the said Legacies, was presented to the House, and read.

Ordered, That a Bill be brought in, pursuant to the Prayer of the said Petition, and it is referred to M^r *Attorney*, to prepare and bring in the same.

A Petition of the Inspectors at *Page's* and *Crutchfield's* Warehouses, in the County of *Hanover*, praying an Increase of their Salaries.

Also a Petition of the Inspectors at *Meriwether's* Warehouse in the said County, to the same Purpose, were severally presented to the House, and read.

Ordered, That the said Petitions do lie on the Table.

A Bill, *For further continuing certain Acts of Assembly therein mentioned*, was read the second Time.

Ordered, That the Bill be Ingrossed.

A Bill *For appointing several new Ferries*, was read a second Time, and committed to M^r *Fry*, M^r *Fairfax*, M^r *Robert Jones*, M^r *West*, and M^r *Attorney*.

A Bill, *To explain an Act, intituled, an Act for regulating Ordinaries and Restraint of Tipling-Houses*, was read a second Time, and committed to M^r *Johnson*, M^r *Pendleton*, M^r *Waller*, M^r *Martin*, and M^r *Whiting*.

Mr *Whiting* presented to the House, according to Order, a Bill for docking the Intail of a Tract of Land in the Parish of *Abingdon* in the County of *Gloucester*, whereof *Lawrence Smith* Gent. is seized and settling other Lands and Slaves, of greater Value to the same Uses; and the same was read the first Time, and ordered to be read a second Time.

A Petition of *Robert Carter* of the County of *Cumberland*, setting forth that he was obliged by a Recognizance enter'd into the Court of the said County to appear as a Witness for the King, against *Christopher Bettis* a Criminal now in the Public Goal, and that he did attend one day, but thro' Ignorance thought he ought not to enter his attendance, as the Prisoner was not tryed, and praying that he may be allowed his Attendance and Travelling, in the same Manner as other Witnesses on the like Occasion, was presented to the House and read.

Ordered, That it be an Instruction to the Committee of Claims to make the same Allowance in the Book of Claims to the said *Robert Carter*, as is by Law provided for Witnesses attending the General Court.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Tuesday, November 27th, 1753.

43

MR *Charles Carter* reported, That the Committee appointed, had, according to Order, prepared an Address to the Governor, which he read in his Place, and afterwards delivered in at the Table, where the same was again read, and agreed to by the House, as follows,

SIR,

WE his Majesty's most dutiful and loyal Subjects, the Burgesses of *Virginia*, being now met in General Assembly, being well assured from your Honour's repeated Declarations, that you are desirous to make the Laws and Customs of *Virginia* the Rule of your Administration; yet finding from the Representations of several Inhabitants of this Colony, that an extraordinary Fee of a Pistole, for signing every Patent for Land, and the Use of the Seal, is demanded by the Clerks in the Secretary's Office, to countenance which your Honour's Name is made Use of. We conceive ourselves bound in Duty, as well to your Honour, as in Discharge of the Trust reposed in us by our Country, humbly to lay the same before your Honour, and to desire that you will inform us whether this Demand is made by your Directions; and if it is, that then your Honour will be pleased to acquaint us with the Authority that impowers you to demand the same.

Ordered, That the said Address be fairly transcribed, and presented by the Speaker, and the whole House.

Ordered, That the Committee who prepared the same, do wait on the Governor, to know his Pleasure when the House shall attend his Honour to present it,

An Ingrossed Bill, intituled, *An Act for further continuing certain Acts of Assembly therein mentioned*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Lomax*, do carry the said Bill to the Council for their Concurrence.

Ordered, That Mr *Bolling* have Leave to be absent from the Service of this House, 'till Monday next.

Mr Attorney, from the Committee to whom the Bill, *For appointing several new Ferries*, was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and afterwards delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

Mr *Charles Carter*, reported, That the Committee appointed had, according to Order, waited on the Governor, to know his Pleasure when the House shall attend him with
their

their Addrefs, and that he was pleafed to fay, he would receive it at his own Houfe, To-morrow at 12 o'Clock.

The Houfe proceeded to the further Confideration of the Report from the Committee
 44 of Claims, made on *Monday* the 19th Infant, and the fame was read, and Part thereof agreed to, with an Amendment to one of the Refolutions, by the Houfe, as follows,

On Confideration of a Claim of *John Walker*, Proprietor of the Warehoufes eftablifhed at *Hog-Neck*, in the County of *James-City*.

Refolved, That it is the Opinion of this Committee, That the faid *John Walker*, ought to be allowed the Sum of 10£. for building a Wharf at the faid Warehoufes, the Rent not being fufficient to reimburse him the Charge thereof.

On Confideration of the Petition of *John Warren*, *John Brett*, *James Ridley*, *Henry Perfon*, *William Taylor*, and *Barnaby Bailey*.

Refolved, That it is the Opinion of this Committee, That the Allegations of the faid Petition are true, and that they ought to be allowed for the Tobacco in their Petition mentioned, at the Rate of 14 s. *per* Hundred, in Manner following, *to wit*, the faid *John Warren*, for 1176; the faid *John Brett*; for 1058; the faid *James Ridley*, for 1030; the faid *Henry Perfon*, for 2100; the faid *William Taylor*, for 1200, and the faid *Barnaby Bailey*, for 1030 Pounds; amounting in the whole, to the Sum of 53£. 3 s. 2 d.

On Confideration of the Petition of *Margaret Holder*, and *James Griffing*, late Proprietor of the Warehoufes at *Hobb's-Hole*.

Refolved, That it is the Opinion of this Committee, That they ought to be allowed the Sum of 15£. for building a Wharf at the faid Warehoufes the Rents not being fufficient to reimburse them the Charge thereof.

On Confideration of the Petition of the Juftices of the County of *Charles City*.

Refolved, That it is the Opinion of this Committee, That they ought to be allowed the Sum of 39£. for building the Wharf in their Petition mentioned, the Rents of the Warehoufes not being fufficient to reimburse them the Charge thereof.

On Confideration of the Petition of *Thomas Penman* Keeper of the Public Goal.

Refolved, That it is the Opinion of this Committee, That he ought to be allowed the additional Sum of 15£. to be paid every Year, over and above his ufual Salary of 25£.

Refolved, That he ought to be allowed the Sum of 11£. 5 s. for his additional Salary from the third Day of *January* laft paft, to the third of this Infant.

Refolved, That it is the Opinion of this Committee, That the Fees fettled by Law, for keeping and providing for Criminals in the public Goal of this Colony, are not fufficient.

Refolved, That it is the Opinion of this Committee, That there ought to be allowed to the Keeper of the Public Goal, Ten Pounds of Tobacco, *per* Day, for every Criminal committed to the faid Goal, during fuch Criminal's Imprifonment; from this Time, to the End of the next Seffion of Affembly.

On Confideration of the Petition of *William Bruce*.

Refolved, That it is the Opinion of this Committee, That he ought to be allowed
 540 Pounds of Tobacco to be paid him by the Public.

45 The firft and fecond Refolutions being read a fecond Time, and the Queftion put, That the Houfe do agree thereto,

Refolved in the Affirmative.

The third Refolution being read a fecond Time, and the Queftion put, That the Houfe do agree thereto,

Refolved in the Negative.

The fourth Refolution being read a fecond Time, and the Queftion put, That the Houfe do agree thereto.

Refolved in the Affirmative.

The fifth Refolution being read a fecond Time, and the Queftion put, That the Houfe do agree thereto,

Refolved in the Negative.

Then

Then all the other Resolutions were read a second Time, and the Question being severally put, That the House agree thereto.

Resolved in the Affirmative.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances in the Book of Claims, pursuant to the Resolutions agreed to by the House.

The House also proceeded to the Consideration of the Report from the said Committee, made on *Saturday* last, and the same being read, Part thereof was agreed to by the House.

On Consideration of the Petition of *John Holt*, and *Elizabeth Broadnax*, praying that they may be allowed, the said *John Holt* for one, and the said *Elizabeth Broadnax*, for four Hogheads of Tobacco which were burnt in the public Warehouses at *Kennon's*; and also a Memorial from the Inspectors, of all the Tobacco burnt in the said Warehouses.

Resolved, That it appears to this Committee, that there was Tobacco hung in the said Warehouse, belonging to *Richard Kennon*, Gent. the Proprietor thereof, almost cured, That some Negroes belonging to the said *Kennon*, being at Work in the said House, (though it does not appear by whose Orders) on a rainy Day made a small Fire in the said House; that one of the Inspectors of the said Warehouse, being then at Work in a House near that where the Fire was, went to the Door, but thinking the Fire too small to do any Mischief, did not give any Orders or Directions about it at that Time, but intended to see it put out before he went Home, as he then told the other Inspector; that while they were thus talking, the Negroes alarmed them, but when they came to the House, the fire had broke thro' the roof, and the House was consumed thereby, in a very short Time.

Resolved, That it is the Opinion of this Committee, That the several Persons in the Memorial of the said Inspectors mentioned (among whom are the Petitioners) ought to [be] allowed for the Tobacco burnt in the said Warehouse, in Manner following, that is to say, the several Owners of Crop-Tobacco, at the Rate of 15 s. *per* Hundred, and the several Owners of Transfer Tobacco, at the Rate of 13 s. 6 s. [*d.*] *per* Hundred.

On Consideration of the Petition of *Miles Cary*, setting forth, That a Negroe of his, some Time in *May* last, broke open a Store-house of his, and committed other Crimes, and to avoid Punishment absconded, that he procured him to be outlawed, some Time after which he drowned himself, and praying to be allowed for him.

Resolved, That it appears to this Committee, that the said Slave ran away, and whilst he lay out doing Mischief, was outlawed according to Law; that the Petitioner employed some *Indians* to go in search of the said Slave, who afterwards drowned himself; and that he ought to be allowed the Sum of 50£. for the said Slave, to be paid by the Public. 46

On Consideration of the Petition of *Joseph Haile*, praying to be allowed for a Negroe who hanged himself, having first committed Murder on another Negroe.

Resolved, That it is the Opinion of this Committee, That the said Petition be rejected, the Allegations thereof, not being sufficiently proved.

On Consideration of the Petition of *William Hunter*, setting forth, That after completing the Body of the Laws of this Colony, agreeable to his Contract with the Executors of *William Parks*, deceased, by the Directions of the Honourable the Speaker, he printed 500 Copies of twenty Laws, which became then in Force by his Majesty's Repeal of fundry Acts made in the Year 1748, and praying such Allowance for the same, as shall be thought reasonable.

Resolved, That it is the Opinion of this Committee, That the Allegations of the said Petition are true, and that he ought to be allowed the Sum of 60£. by the Public.

On Consideration of the Petition of *James Crain*, setting forth, That he expended 25£. besides his Loss of Time, in pursuing and apprehending upon a Hue and Cry, *John Oyles* and *Thomas Green*, who were severally tried at the General Court, and convicted of Felony, and praying that he may be reimbursed the Money so by him expended, and such

fuch Allowance for his Trouble and Lofs of Time, as to the Houfe fhall feem reafonable.

Resolved, That it is the Opinion of this Committee, That he ought to be allowed the Sum of 20£. to be paid by the Public, as a Reward for the Services in his Petition mentioned.

On Confideration of fundry Accounts of *John Wheately*, for Lodging and Dieting the tributary *Indians*.

Resolved, That it is the Opinion of this Committee, That he ought to be paid the Sum of 49£. 6 s. 1½ d. for Dieting and Lodging the feveral *Indians* in the faid Account mentioned, by the Public.

The two firft Refolutions being read a fecond Time, and the Queftion put, That the Houfe do agree thereto.

Resolved in the Affirmative.

The third Refolution being read a fecond Time, and the Queftion put, That the Houfe do agree thereto.

Resolved in the Negative.

Then the other Refolutions were read a fecond Time, and the Queftion being fev-
erally put, That the Houfe do agree thereto.

Resolved in the Affirmative.

Ordered, That it be an Inftitution to the Committee of Claims, to make the feveral Allowances in the Book of Claims, purfuant to the Refolutions agreed to by the Houfe.

The Houfe alfo proceeded to the Confideration of Part of the Report from the Com-
mittee of Propofitions and Grievances, made on *Monday* the 19th, Infant and the fame
47 was read, and Part thereof agreed to by the Houfe, as follows,

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Elizabeth-City*, for empowering Perfons to fell and convey 200 Acres of Land in that County, with the Appurtenances devifed by the Will of one *Benjamin Sym*, for a free School, and other Charitable Ufes, (referving one Acre thereof for a School-houfe,) if the fame can be fold for 1000 £. or upwards, and vefting the Purchase-Money, in Truftees, for the Ufes mentioned in the faid Will, is reafonable.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Elizabeth-City*, for vefting 200 Acres of Land in that County, with the Appurtenances, devifed by the Will of one *Benjamin Sym*, for a free School, and other charitable Ufes, in Truftees to thofe Ufes, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Elizabeth-City*, for empowering the Juftices of the Peace of that County, and the Minifter, and Churchwardens, of the Parifh of *Elizabeth-City*, in the faid County, to fue for, and recover againft the Representative of *Merriot Swiney*, deceased, the Ar-rears of Rent due from him, for the Occupation of 200 Acres of Land in the faid County, devifed by the Will of one *Benjamin Sym*, for a free School, and other charitable Ufes; and Damages for not making Repairs on the faid Land, according to his Agreement with the faid Juftices, Minifter, and Churchwardens, is reafonable.

The firft Refolution being read a fecond Time, and the Queftion put, That the Houfe do agree thereto.

It paffed in the Negative.

Resolved, That the Propofition from the County of *Elizabeth-City*, for empowering Perfons to fell and convey 200 Acres of Land, in that County, with the Appurtenances, devifed by the Will of one *Benjamin Sym*, for a free School, and other charitable Ufes, (referving one Acre thereof for a School-houfe) if the fame can be fold for 1000£. or upwards, and vefting the Purchase Money in Truftees for the Ufes declared in the faid Will, be rejected.

The fecond Refolution being read a fecond Time, and the Queftion put That the Houfe do agree thereto,

It paffed in the Negative.

Resolved, That the Propofition from the County of *Elizabeth-City*, for vefting 200 Acres of Land, in that County, with the Appurtenances, devifed by the Will of one *Benjamin Sym* for a free School, and other charitable Ufes, in Truftees to thofe Ufes, is reafonable.

Then

Then the third Resolution was read a second Time, and the Question being put, That the House do agree thereto,

Resolved in the Affirmative.

Ordered, That the Members of *York, Elizabeth-City, and Warwick Counties*, do prepare and bring in a Bill pursuant to the second Resolution, as agreed to by the House, and that they do receive a Clause or Clauses pursuant to the third Resolution.

A Message from the Council, by Mr *Walthoe*.

That they have agreed to the Amendments by this House proposed to the Bill, intituled, *An Act for better Government of Servants and Slaves*.

Also to the Bill, intituled, *An Act for continuing the Act, intituled, an Act for reviving the Duty upon Slaves, for the Term therein mentioned*.

Also to the Bill, intituled, *An Act for further continuing certain Acts of Assembly therein mentioned*, without any Amendment.

The Order of the Day being read, for the House to resolve itself into a Committee to take under their further Consideration the Petitions of the Inhabitants of the Counties of *Henrico, Chesterfield, Cumberland, Albemarle, Amelia, and Dinwiddie*.

Resolved, That this House will resolve itself into a Committee to take under their further Consideration the said Petitions, To-morrow.

Ordered, That the Call of the House be put off 'til To-morrow.

A Petition of sundry Inhabitants of the County of *King-William*, praying a Stint Law,¹ was offered to the House; and the Question being put, That the said Petition be received.

Resolved in the Negative.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Wednesday, November 28th, 1753.

MR Speaker informed the House, that he was desired by the Governor to acquaint them, That his Honour would receive their Addrefs in the Council Chamber, as it would be inconvenient for them to go to his House, and that he would send a Message to them when he was ready to receive it.

A Claim of *Barret White*, for taking up a Runaway therein mentioned.

Also a Claim of *Thomas Green*, for the same Service.

Also a Claim of *John Garland*, for the same Service, were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims to allow the said Claims in the Book of Claims.

A Message from the Council, by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for dividing the County of Surry, and adding Part of the Parish of Albemarle, to the Parish of Southwark*, with an Amendment, to which they desire the Concurrence of this House.

Mr *Johnson*, from the Committee to whom the Bill, *To explain an Act, intituled, an Act for regulating Ordinaries, and Restraint of Tipling-Houses*, was committed, reported, That the Committee had made some Amendments to the said Bill, which he was directed to report to the House, and he read the same in his Place, and then delivered the Bill with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to.

And the Question being put, That the Bill with the Amendments, be ingrossed.

It passed in the Negative.

Resolved, That the Bill be rejected.

A Message from the Governor, by Mr *Walthoe*.

Mr Speaker,

I am commanded by the Governor to acquaint this House, That his Honour is now ready to receive their Addrefs in the Council-Chamber.

¹. A law limiting the planting of tobacco.

Mr Speaker, with the House went up accordingly, and being returned, reported, That he had, with the House, attended the Governor in the Council-Chamber, and presented the Address of this House to him, to which he was pleased to answer,

Mr Speaker, and Gentlemen of the House of Burgeffes,

THE Welfare and Happiness of Virginia I have very much at Heart, and this great Point has been the chief Object of my Attention ever since I had the Honour to preside over this Dominion; I have been influenced by no other Motive, and my Conduct upon all extraordinary Occasions has been regulated by the Advice of the Council.

I shall always shew a just Regard for the Sentiments of the House of Burgeffes, in every Thing that properly lyes before them, and they may remain assured, that I shall not demand or take any Fee, without proper Authority.

The Pistole Fee, for Patents of Land, taken at the Secretary's Office, which is the Subject of your Address, is by my Direction.

Agreeable to my Instructions, I advised with the Council on this Point, who unanimously agreed, and advised me to take the above Fee, which, together with the Powers I have received from Home, will sufficiently justify my Proceedings herein.

I therefore hope you will think with me, that I have not acted in an arbitrary Manner, but that I am properly invested with regular Power and Authority, in demanding the small Fee so much complained of.

The House was, according to Order, called over, and the Names of such Members as made Default to appear, were taken down; and the List of Defaulters being called over, Excuses were made for them, which were allowed.

The Order of the Day being read, for the House to resolve itself into a Committee to take under their further Consideration the Petitions of the Inhabitants of the Counties of *Henrico, Chesterfield, Cumberland, Albemarle, Amelia, and Dinwiddie.*

Ordered, That the Governor's Answer to the Address of this House, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee upon the said Petitions, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that they had had under their Consideration the said Petitions, and the Governor's Answer, and had come to a Resolution thereupon, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows,

⁵⁰ *Resolved,* That it is the Opinion of this Committee, That an humble Address be presented to his Honour the Governor, expressing our Concern to find by his Honour's Answer to the Address of the House, That the Demand of a Pistole, as a Fee for the Use of the Seal, is made by his Directions; and to acquaint his Honour, that it is the undoubted Right of the Burgeffes, to inquire into the Grievances of the People, of which we take the above Demand to be one; and at the same Time to lay before his Honour, the Terms and Conditions upon which his Majesty, and his Royal Predecessors, have been pleased to grant their Lands to the Inhabitants of this Colony; which Terms, we humbly conceive, cannot be altered or infringed by the Advice of the Council; and to desire his Honour to recede from making any such Demand, as his insisting on the same, will be an Infringement on the Rights of the People, and a Discouragement from taking up Lands, and thereby prevent the settling the Frontiers of this Country, and the Increase of his Majesty's Revenue of Quitrents.

Ordered, That the Committee appointed to draw up the former Address to the Governor, do prepare and bring in an Address pursuant to the said Resolution.

Mr *Carter* also informed the House, that the Committee had directed him to move for Leave to sit again, to take under their further Consideration the said Petitions.

Resolved, That this House will again Resolve itself into a Committee, to take under their further Consideration, the said Petitions, on *Friday* next.

A Petition of *Owen Gwathmey*, and *Henry Gutrey*, Inspectors at *Aylett's Warehouse*, in *King-William County*, praying an Increase of their Salary, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

A Petition of *Richard Weir*, setting forth, That he had two Hogheads of Tobacco burnt in the Public Warehouse at *Kennon's*, which are not mentioned in the Memorial of the Inspectors, as appears by the said Memorial; and praying that he may be allowed for the same, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Claims, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon to the House.

Mr *Charles Carter* from the Committee of Propositions and Grievances, presented to the House, according to Order, a Bill *For dividing the County of Lunenburg*; and the same was read the first Time, and ordered to be read a second Time.

And then the House proceeded to the Consideration of the Amendment proposed by the Council, to the Bill, intituled, *An Act for dividing the County of Surry, and adding Part of the Parish of Albemarle, to the Parish of Southwark*, and the same was read and agreed to by the House.

Ordered, That Mr *Waller*, do go up with a Message to the Council, and acquaint them, that this House has agreed to the Amendment proposed to the said Bill.

The Order of the Day being read, for the House to resolve itself into a Committee, upon the Bill, *For amending the Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs.* 51

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

A Bill, *For docking the Intail of a Tract of Land, in the Parish of Abingdon, in the County of Gloucester, whereof Lawrence Smith, is seized, and settling other Lands and Slaves of greater Value to the same Uses*; was read the second Time, and committed to Mr *Whiting*, Mr *Page*, Mr *Curtis*, and Mr *Moore*.

Mr *Whiting*, presented to the House, according to Order, a Bill *For continuing and amending an Act, intituled, An Act for regulating the Practice of Attornies*; and the same was read the first Time, and ordered to be read a second Time.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Thursday, November 28th, (sic) 1753.

A PETITION of *William Byrd*, Esquire, praying to be allowed for a Negroe, that was burnt in the Goal of *Prince-George County*, was presented to the House, and read.

And the Question being put, That the said petition be referred to a Committee.

It passed in the Negative.

Resolved, That the said Petition be rejected.

Mr *Waller*, from the Committee to whom the Bill, *For docking the Intail of certain Lands, in the County of Middlesex, and vesting the same in Robert Chew, in Fee-simple, and for settling other Lands and Slaves of greater Value, to the same Uses*, was committed, reported, That the Committee had examined into the Allegations of the said Bill, and found them to be true, and had made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered the Bill with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

A Petition of the Inspectors at *Fredericksburg* and *Royston's*, praying an Increase of their Salary, was presented to the House and read.

Ordered,

Ordered, That the said Petition do lie on the Table.

The House being informed that *John Doncastle* had treated a Member of this House with very abusive Language, and threatened to deny him any Entertainment if he ever came to his House.

Resolved, That the said *John Doncastle*, in so doing, is guilty of a Breach of the Privileges of this House.

Ordered, That the said *John Doncastle*, be taken into Custody of the Serjeant at Arms.

A Claim of *William Hunter*, Assignee of *John Bearding*, for taking up a Runaway therein mentioned, was presented to the House, and received.

⁵² *Ordered*, That it be an Instruction to the Committee of Claims to allow the said Claim in the Book of Claims.

A Petition of *Nathaniel Harrison*, setting forth, That the Petitioner, some Time in *February* last, had a Negro convicted of Felony, and sentenced to be hang'd, and valued at 75£. that before the Day appointed for his Execution, the said Negro made his Escape out of Goal, and praying to be allowed for him, was offered to the House, and the Question being put, that the said Petition be received,

Resolved in the Negative.

Mr *Charles Carter* reported, That the Committee appointed, had, according to Order, prepared an Address to the Governor, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read, and agreed to, with some Amendments, and is as follows,

S I R,

WE his Majesty's most dutiful and loyal Subjects, the Burgesses of *Virginia*, now met in General Assembly, are under the deepest Concern, to find by your Honour's Answer to our Address, that the Demand of a Pistole, as a Fee for the Use of the Public Seal, is made by your Direction; and that we are under a Necessity of making Application again to your Honour on that Occasion.

We do humbly, but in the strongest Terms, represent to your Honour, that it is the undoubted Right of the Burgesses to enquire into the Grievances of the People: They have constantly exercised this Right, and we presume to affirm, that the drawing it into Question, in any Manner, cannot but be of dangerous Consequence to the Liberties of his Majesty's faithful Subjects, and to the Constitution of this Government.

The Rights of the Subject are so secured by Law, that they cannot be deprived of the least Part of their Property, but by their own Consent: Upon this excellent Principle is our Constitution founded, and ever since this Colony has had the Happiness of being under the immediate Protection of the Crown, the Royal Declarations have been, "That no Man's Life, Member, Freehold or Goods, be taken away or harmed, but by established and known Laws."

But the Demand of a Pistole, as a Fee for the Use of the Public Seal, being not warranted by any known and established Law, is, we humbly conceive, an Infringement of the Rights of the People, and a Grievance highly to be complained of.

And that we may vindicate the Legality and dutiful Manner of our Proceedings, we beg Leave to acquaint your Honour, that upon the first Plantation of this Colony, under the Government of the Treasurer and Company of Adventurers, it was by them ordained, that Fifty Acres of Land, should be granted for every Person imported into this Colony, without any other Fee or Consideration than the annual Rent of one Shilling: And after the Dissolution of the Company, his Majesty, King *Charles* the Second, was pleased, by his Royal Charter, under the Great Seal of *England*, to ordain that Lands should be granted to the Subjects here, upon the same Terms as had been established by the Company; and to authenticate the Patents for such Lands, the Public Seal was constantly affixed thereto, without Fee or Reward, until the Year One Thousand Six Hundred and Eighty Five; when Lord *Howard of Effingham*, then Governor, demanded a Fee for the

Use

Use of the Seal ; which, upon the Reprefantation [*sic*] of the Burgeffes of *Virginia*, was, by his Majesty King *William* of glorious Memory, in his Privy-Council, the Ninth Day of *September*, One Thousand Six Hundred and Eighty Nine, declared to be uneasy and burthenfome to the Colony, and ordered to be difcontinued, fince which no Fee has been demanded from the Subjects for affixing the Seal to Patents for Lands, but thofe given to the Secretary by the Eftablifhed Laws of this Colony.

Thefe being the Terms and Conditions upon which his Majesty, and his Royal Predeceffors have been graciously pleafed to grant their Lands to the Inhabitants of this Colony, we humbly conceive they cannot be altered by the Advice of the Council ; and as your Honour's infifting on the fame, will, in our humble Opinion, be an Infringement of the Rights of the People, a great Difcouragement to the fettling the Frontiers of this Colony, and a Prejudice to his Majesty's Revenue of Quitrents, we think it our indifpenfible Duty to defire that your Honour will recede from your Demand.

Ordered, That the faid Addrefs be fairly tranfcribed, and prefented by the whole Houfe.

Ordered, That the Committee who prepared the fame, do wait on the Governor, to know his Pleafure when the Houfe fhall attend his Honour to prefent it,

A Member returned upon a new writ, having taken the Oaths appointed to be taken by Act of Parliament, inftead of the Oaths of Allegiance and Supremacy, and taken and fubfcribed the Oaths of Abjuration, and fubfcribed the Teft, was admitted to his Place in the Houfe.

An Ingroffed Bill, intituled, *An Act for appointing feveral new Ferries*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pafs.

Ordered, That Mr *Charles Carter*, do carry the faid Bill to the Council for their Concurrence.

Mr *Whiting*, from the Committee to whom the Bill, *For docking the Intail of a Tract of Land, in the Parifh of Abingdon, in the County of Gloucefter, whereof Lawrence Smith, Gent. is feifed, and fettling other Lands and Slaves of greater Value, to the fame Ufes* ; was committed, reported, That the Committee had examined into the Allegations of the faid Bill, and found them to be true, and had made an Amendment thereto, which they had directed him to report to the Houfe, and he read the fame in his Place, and then delivered the Bill with the Amendment, in at the Table, where the Amendment was again twice read, and agreed to by the Houfe.

Ordered, That the Bill, with the Amendment, be ingroffed.

Mr *Fry*, from the Committee of Claims, reported, That the Committee had had under their Confideration divers Matters to them referred, and had come to feveral Refolutions thereupon, which he read in his Place, and afterwards delivered in at the Table, where the fame were again read, and are as follows,

On Confideration of the Petition of *Elizabeth Dawson*, Widow, praying to be allowed 54 for two Wharfs built at the Brick Houfe in *New-Kent* County, the Rents of the Warehoufes eftablifhed there not being fufficient to reimburfe her the Charge thereof ;

Resolved, That it is the Opinion of this Committee, That the Allegations of the faid Petition are true, and that the faid *Elizabeth Dawson* ought to be allowed the Sum of forty five Pounds for building the Wharfs in her Petition mentioned, the Rents of the faid Warehoufes not bing fufficient to reimburfe her the Charge of building the fame.

On Confideration of the Petition of *Thomas Anderson*, and *William Overton*, fetting forth, That this Houfe did, at the laft Seffion of Affembly, from the Increafe of Buinefs at *Page's* Warehoufes, in the County of *Hanover*, make an Allowance of 30£. to *David Richardson*, one of the Infpectors of the faid Warehoufes, as an Addition of 10£. *per Annum*, to his Salary, for three Years ; and an Allowance of 15£. to *John Dabney* the other Infpector, as an Addition of 10£. *per Annum*, to his Salary for one Year and an Half : That the Petitioner *William Overton* ferved one, and *Thomas Anderson* ferved two of the faid three Years, for which the faid *David Richardson*, was allowed the faid 30£. and *John Dabney*

Dabney the said 15£. That the said *David Richardson*, and *John Dabney* refuse to allow the Petitioners, or either of them, any Part of the Money, so allowed to them, and praying that this House will take the same into Consideration, and allow to each of the Petitioners, such Proportion of the said Sums of 30£. and 15£. as they shall think fit.

Resolved, That it is the Opinion of this Committee, That the Allegations of the said Petition are true, and that the said *David Richardson*, ought to refund and pay to the said *Thomas Anderson*, the Sum of 15£. and the said *John Dabney* ought to refund and pay to the said *William Overton*, the Sum of 7£. 10 s. being a proportionable Part of the Sums respectively received by the said *David Richardson* and *John Dabney*, of the Treasurer of this Colony, and due to the said *Thomas Anderson*, and *William Overton*, for the Time they served as Inspectors at the said Warehouses, in equal Proportions with the said *David Richardson* and *John Dabney*, for the Time they each of them respectively served at the said Warehouses.

On Consideration of the Petition of *Arthur Applewhaite*, also the Claims of *Isaac Mason*, and *Richard Kirby, junior*, praying to be allowed each of them for a Hoghead of Tobacco, burnt in the public Warehouse at *Smithfield*.

Resolved, That it is the Opinion of this Committee, That the said *Arthur Applewhaite*, *Isaac Mason*, and *Richard Kirby*, ought to be allowed for their Tobacco in Manner following, that is to say, he the said *Arthur Applewhaite*, for 1000 Pounds; the said *Isaac Mason*, for 1100 Pounds, and the said *Richard Kirby*, for 950 Pounds of Tobacco, at the Rate of fourteen Shillings *per* Hundred, to be paid by the Public.

Resolved, That it is the Opinion of this Committee, That the several Petitions of *George Purcell*, *Robert Blaws*, and *Anne Harrison*, referred from the last, to this Session of Assembly, and now by the House to this Committee, ought to be further referred to the Consideration of the next Session of Assembly, the Petitioners not appearing to make out the Allegations of their Petitions.

55 On Consideration of the Petition of *Richard Weir*, praying to be allowed for two Hogheads of Tobacco burnt in the Public Warehouse at *Kennon's*, and not mentioned in the Memorial of the Inspectors of the said Warehouse.

Resolved, That it appears to this Committee, that the said two Hogheads of Tobacco are not mentioned in the said Memorial, and that the said *Richard Weir* ought to be paid for the same, at the Rate of 15 s. *per* Hundred.

The first Resolution being read a second Time, and the Question put, That the House do agree thereto.

Resolved in the Affirmative.

Ordered, That the said Report, as to the other Resolutions, do lie on the Table.

The Order of the Day being read, for the House to resolve itself into a Committee, upon the Bill, *For amending the Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs.*

Resolved, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

A Bill *For adding Part of the County of Augusta to the County of Frederick and for dividing the County of Frederick, and the Part of Augusta to be added thereto, into two Counties*; was read the second Time, and committed to Mr *Charles Carter*, and the Members of *Frederick County*.

A Bill *For dividing the County of Lunenburg*; was read the second Time, and committed to Mr *Read*, Mr *Robert Jones*, Mr *Randolph*, Mr *Payne*, Mr *Howard*, and Mr *Fry*.

An Account of *Kenneth MacKenzie* against the Public, for Attendance on an *Indian*, by his Honour the Governor's Direction, was presented to the House and received.

Ordered, That the said Account be referred to the Committee of Claims, that they do examine the Articles thereof, and report the same, with their Opinion thereupon to the House.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Friday,

Friday, November 30th, 1753.

THE House according to Order, resolved itself into a Committee, upon the Bill, *For amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had under their Consideration the said Bill, and had made several Amendments thereto, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House, will again resolve itself into a Committee, to consider further the said Bill, To-morrow.

Mr *Charles Carter*, reported, That the Committee appointed had, according to Order, waited on the Governor, to know his Pleasure when the House should attend him with their Address, and that he was pleased to say, he would acquaint them by a Message⁵⁶ when he was ready to receive the same.

A Petition of *John Doncastle*, setting forth, That he having unhappily fallen under the Displeasure of this House, immediately surrendered himself into the Custody of the Serjeant; that he is under the greatest Concern for the Offence given to Mr *Carter Burwell*, one of the Members of this House, which proceeded from a Temper of Mind his ill State of Health had thrown him into, and not from any premeditated Design; and praying to be discharged out of Custody, humbly asking Pardon for his Offence.

Ordered, That the said Petition do lie on the Table.

Mr *Charles Carter* reported, That the Committee appointed, had according to Order, prepared a Bill *For amending the Act, intituled, an Act for the better Regulation of the Militia*; which he delivered in at the Table.

Ordered, That the same do lie on the Table.

A Petition of fundry Inhabitants of the County of *Hanover*, below *Afisqueen Run*, praying that all that Part of the said County, which lies below the said Run, may be joined to the County of *New-Kent*.

Also a Petition of fundry Inhabitants of the County of *New-Kent*, to the same Purpose.

Also a Petition of fundry Inhabitants of the County of *Hanover*, below the said Run, in opposition to the said Petitions, were severally presented to the House, and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they do examine into the Matters thereof, and report the same, with their Opinion thereupon to the House.

The Order of the Day being read, for the House to resolve itself into a Committee to take under their further Consideration the Petitions of the Inhabitants of the Counties of *Henrico, Chesterfield, Cumberland, Albemarle, Amelia, and Dinwiddie*.

Resolved, That this House will resolve itself into a Committee to consider further the said Petitions, To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Saturday, December 1st, 1753.

A PETITION of *Francis Whiting*, Guardian of *John and Mary Whiting*, Orphans of *Francis Whiting*, deceased, setting forth, That a Negroe Man Slave belonging to the said Orphans, being run away, was in due Form of Law outlawed, after which some Persons being in pursuit of him, in Order to apprehend him, he ran into a Creek, and was drowned, and praying Relief, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Claims, that they do examine

examine into the Allegations thereof, and report the same, with their Opinion thereon, to the House.

A Message from the Council, by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for appointing several new Ferries*, with an Amendment, to which they desire the Concurrence of this House.

57 Upon a Motion made,

Ordered, That Leave be given to withdraw the Petition of the Inspectors at *Fredericksburg* and *Royston's*, praying an Increase of their Salary, which was ordered to lie on the Table.

Resolved, That an Allowance be made of 10*£*. to *Foushee Tabbs*, and 5*£*. to *Richard Kenner*, Inspectors at *Quantico* Warehouses, for the last Year.

Also the Sum of 5*£*. to each of the Inspectors at *Aylet's* for the two last Years.

Also the Sum of 10*£*. to each of the Inspectors at *Osborne's*, for the two last Years.

Also the Sum of 5*£*. to each of the Inspectors at *Warwick*, for the two last Years.

Also the Sum of 5*£*. to each of the Inspectors at *Roy's* for the last Year.

Also the Sum of 5*£*. to each of the Inspectors at *Crutchfield's* and *Page's* for the two last Years.

Also the Sum of 5*£*. to each of the Inspectors at *Fredericksburg*; for the last Year they have respectively served at the said Warehouses.

Ordered, That it be an Instruction to the Committee of Claims to make the said Allowances in the Book of Claims.

The House proceeded to the Consideration of the Petition of *John Doncastle*, which was ordered to lie on the Table Yesterday, and Mr *Burwell* having informed the House, that the said *John Doncastle* had made a Submission to his Satisfaction.

Ordered, That he be discharged out of Custody of the Serjeant at Arms, paying Fees.

Mr *Carter Burwell*, from the Committee of Privileges and Elections reported, that the Committee had had under their Consideration the Writ for electing a Burgess to serve in this present General Assembly, for the County of *Accomack*, and had come to a Resolution thereupon, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows,

Resolved, That it is the Opinion of this Committee, That the Return of the said Writ is made in the Form prescribed by Law.

The House proceeded to the Consideration of that Part of the Report from the Committee of Propositions and Grievances, made on *Tuesday* last, which was ordered to lie on the Table, and the same being read, Part thereof was agreed to by the House, with some Amendments, as follows.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Caroline*, for establishing a public Warehouse for the Inspection of Tobacco, on the Land of Colonel *Benjamin Robinson*, in the said County, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *James Jamefon*, and *John Evans* Inspectors at *Roy's* Warehouse, in the County of *Caroline*, praying that their Salary may be increased, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *Godfrey Ragfdale*, and *Field Archer*, Inspectors at *Bolling's* Warehouse, in the County of *Chesterfield*, praying that their Salary may be increased, be rejected.

58 *Resolved*, That it is the Opinion of this Committee, That the Petition of *William Moseley*, and *John Osborne*, Inspectors at *Osborne's* Warehouse, in the County of *Chesterfield*, praying that their Salary may be increased, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *Richard Sanford*, and *Robert Sanford*, Inspectors at *Hunting-Creek* Warehouse, in the County of *Fairfax*, praying that their Salary may be increased, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *Foushee Tabbs*, and *Richard Kennor* [sic], Inspectors at *Quantico* Warehouse, in the County of *Prince-William*, praying that their Salary may be increased, be rejected.

Resolved,

Resolved, That it is the Opinion of this Committee, That the Petition of *John Rowzee* and *Daniel Gaines*, Inspectors at *Layton's* and *Occupatia* Warehouses, in the County of *Effex*, praying that their Salary may be increased, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *Edward Osborne*, in Behalf of himself, and *Ann* and *Lucy Kennon*, Orphans of *Isham Kennon* deceased, who are Proprietors of the Public Warehouses at *Bermuda-Hundred*, in the County of *Chesterfield*, praying that the Rents of the said Warehouses may be increased, be rejected.

On Consideration of the Petition of *John Eppes*, and *James Thweat*, Inspectors at *Bolling's* Point Warehouse, in the County of *Prince-George*, setting forth, That since the last General Assembly, when their Salary was increased to fifty Pounds, almost 3500 Hogf-heads of Tobacco, had been brought annually to the said Warehouse; and praying an Allowance to be made them for their Services since the last General Assembly, and that their Salary may be increased for the Time to come.

Resolved, That it is the Opinion of this Committee, That so much of the said Petition, as relates to making an Allowance to the Petitioners, for their Services since the last General Assembly, is reasonable.

Resolved, That it is the Opinion of this Committee, That 30£. to each of the Petitioners for their Services since the last General of [*sic*] Assembly, is a reasonable Allowance.

Resolved, That it is the Opinion of this Committee, That so much of the said Petition as relates to increasing the Salary, of the said Inspectors, for the Time to come, be rejected.

On Consideration of the Petition of *John Pleasants* and *Charles Woodson*, Proprietors of the Warehouses at *Four-Mile-Creek*, in the County of *Henrico*, praying that they may be allowed Rents for the said Warehouses.

Resolved, That it is the Opinion of this Committee, that the said Petition, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Sum of 5£. *per Annum*, to each of the said Petitioners, is a reasonable Rent for the said Warehouses.

On Consideration of the Inspectors at *Gibson's*, *Bray's*, *Morton's*, *Falmouth*, and *Dixon's* Warehouses in the County of *King George*, and at *Roy's* in the County of *Caroline*,⁵⁹ praying that in Cases where Persons intitled to receive Tobacco, by Virtue of Inspectors Notes and Receipts, and refusing to accept the Tobacco tendered in Payment, and applying to Justices, according to Law, to view and examine the same; such Justices, if they adjudge Part of the Tobacco so tendered in Payment, to be bad, unsound, and unmerchantable, may have Power to suffer the Inspectors, who passed the said Tobacco, to pick the same, and separate the bad from the good; and further praying that some Time may be limited, in which such Justices so applied to, shall view and examine any Tobacco tendered in Payment, and refused by the Person intitled thereto.

Resolved, That it is the Opinion of this Committee, That the said Petition is reasonable.

Resolved, That it is the Opinion of this Committee, That the Justices to whom application shall be made, to view and examine any Tobacco tendered in Payment, and refused by the Person intitled thereto, ought to view and examine such Tobacco, within eighteen Months from the Time the same Tobacco shall have been passed by the Inspectors, and not after.

Resolved, That it is the Opinion of this Committee, That the Petition of *George Brett*, for keeping a public Ferry from his Land, on the upper Side of *Quantico* Creek, in the County of *Prince-William*, over *Patowmack* River to *Maryland*, be rejected,

The thirteen first Resolutions being read a second Time, and the Question put, That the House do agree thereto.

Resolved in the Affirmative.

The fourteenth Resolution being read a second Time, and the Question put, That the House do agree thereto,

It passed in the Negative.

Resolved,

Resolved, That the Petition of the Inspectors at *Gibson's, Bray's, Morton's, and Dixon's* Warehouses, in the County of *King-George*, and at *Roy's* in the County of *Caroline*, praying that in Cafes where Persons entitled to receive Tobacco, by Virtue of Inspectors Notes or Receipts, and refusing to accept the Tobacco tendered in Payment, and applying to Justices according to Law, to view and examine the same; such Justice, if they adjudge Part of the Tobacco so tendered in Payment, to be bad, unfound, and unmerchantable, may have Power to suffer the Inspectors who passed the said Tobacco, to pick the same, and separate the bad from the good, be rejected.

The two last Resolutions being read a second Time, and the Question put, That the House do agree thereto.

Resolved in the Affirmative.

Ordered, That it be an Instruction to the Committee, to whom the Bill, *For amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, is committed, that they receive a Clause or Clauses pursuant to the thirteenth Resolution.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, pursuant to the tenth Resolution.

The House also proceeded to the Consideration of that Part of the Report of the ⁶⁰ said Committee, made on *Tuesday November 20th*, which was ordered to lie on the Table, and the same was read, and Part thereof agreed to by the House, as follows,

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Westmoreland*, for discontinuing the public Warehouses for the Inspection of Tobacco on *Mattox-Creek*, in that County, and establishing other Warehouses on the said Creek, on the Lands of *William Price*, or the Orphan of *John Watts*, deceased, are reasonable.

On Consideration of the Petition of *Matthew Ligon*, and *John Knibb*, Inspectors of Tobacco at *Bermuda Hundred*, in the County of *Chesterfield*, praying that their Salary, which is 20*£. per Annum*, may be increased.

Resolved, That it is the Opinion of this Committee, That the said Petition is reasonable.

Resolved, That it is the Opinion of this Committee, That 5*£.* to each of the said Inspectors, is a reasonable Increase of their said Salary.

On Consideration of the Petition of *Archibald Ritchie* Proprietor of the public Warehouses, for the Inspection of Tobacco at *Hobbs's Hole*, in the County of *Effex*, setting forth, That in the Year 1752, he purchased the said Warehouses, with about 18 Acres of Land thereto adjoining, for 215*£.* and had since expended, in repairing the Wharf thereto belonging, 5*£.* and in building a new Warehouse, and repairing the others, 100*£.* more, That no more than 400, or 450 Hogheads of Tobacco, are annually inspected at the said Warehouse, so that the Rents thereof do not amount to more than 14 or 15*£.* which Sum is not sufficient to reimburse him his Expences, and further setting forth, that he is obliged to provide more House-Room than is necessary for receiving the Tobacco brought to the said Warehouses to be inspected, in order to take in Tobacco unladed from Ships, and relanded at the said Warehouses, of which there are not less than 100 Hogheads annually, and praying that he may be reimbursed his said Expences, in building and repairing, and that the same Storage may be paid for Tobacco relanded at the said Warehouses, as for Tobacco inspected there.

Resolved, That it is the Opinion of this Committee, That so much of the said Petition, as relates to reimbursing the Petitioner his Expences, in building and repairing the said Warehouses and Wharf, be rejected.

Resolved, That it is the Opinion of this Committee, That so much of the said Petition as relates to paying the same Storage, for Tobacco relanded at the said Warehouses, as for Tobacco inspected there, be rejected.

The first Resolution being read a second Time, and the Question put, That the House do agree thereto.

Resolved in the Affirmative.

The

The second and third Resolutions being read a second Time, and the Question put, That the House do agree thereto,

It passed in the Negative.

Ordered, That the Petition of *Matthew Ligon*, and *John Knibb* Inspectors of Tobacco at *Bermuda Hundred*, in the County of *Chesterfield*, praying that their Salary, which is 20*£. per Annum*, may be increased, be rejected.

The fourth Resolution being read a second Time, and the Question put, That the House do agree thereto,

It passed in the Negative.

Resolved, That so much of the Petition of *Archibald Ritchie*, Proprietor of the Public Warehouses at *Hobb's-Hole* in the County of *Effex*, as relates to reimbursing the Petitioner his Expences in building a Wharf at the said Warehouses, is reasonable. 61

The last Resolution being read a second Time, and the Question put, That the House do agree thereto,

It passed in the Negative.

Resolved, That so much of the Petition of the said *Archibald Ritchie*, as relates to paying the same Storage for Tobacco reloaded at the said Warehouses, as for Tobacco inspected there, is reasonable.

Ordered, That it be an Instruction to the Committee of Claims to make an Allowance in the Book of Claims, of 5*£.* to *Archibald Ritchie*, Proprietor of the public Warehouses at *Hobbs's-Hole*, for his Expences in building a Wharf at the said Warehouses.

Ordered, That it be an Instruction to the Committee, to whom the Bill, *For amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs, is committed*, that they receive a Clause or Clauses pursuant to the last Resolution, as agreed to by the House.

The House also proceeded to the Consideration of that Part of the Report, of the said Committee, made on *Friday November 23d*, which was ordered to lie on the Table, and the same was read, and agreed to by the House, as follows,

Resolved, That it is the Opinion of this Committee, That the Proposition from the Counties of *Isle of Wight* and *Southampton*, for discontinuing the Public Warehouses, for the Inspection of Tobacco on *Smith's Land*, on the East Side of *Pagan-Creek*, in the County of *Isle of Wight*, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition from the Counties of *Isle of Wight* and *Southampton*, for erecting public Warehouses for the Inspection of Tobacco at *Fulgam's-Point*, opposite to those in *Smithfield*, in the County of *Isle of Wight*, is reasonable.

Ordered, That it be an Instruction to the Committee of the whole House, to whom the Bill, *For amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs, is committed*, that they receive a Clause or Clauses pursuant to the said Resolutions.

Ordered, That the Report of the Committee of Claims, made on *Thursday* last, which was referred to be considered this Day, be further referred till *Monday* next.

Ordered, That there be a Call of the House on *Tuesday* next.

A Claim of *Jediah Mitchell*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim, in the Book of Claims.

Upon a Motion made,

Resolved, That this House will receive no Petitions after *Tuesday* next.

The House proceeded to the Consideration of the Amendment proposed by the Council, to the Bill, intituled, *An Act for appointing several new Ferries*, and the same was read, and agreed to by the House,

Ordered, That *Mr Charles Carter*, do go up with a Message to the Council, and acquaint them, that this House have agreed to the Amendment by them proposed to the said Bill. 62

Ordered,

Ordered, That Mr *Robert Jones*, have Leave to be absent from the Service of this House, 'till *Tuesday* Se'ennight.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, the Petition of *James Skelton*, to them referred, praying that he may have a further Allowance for rebuilding the *Capitol*, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, as follows,

Resolved, That it is the Opinion of this Committee, That the said Petition is reasonable.

Resolved, That it is the Opinion of this Committee, That the Petitioner ought to be allowed the further Sum of 500£. for rebuilding the *Capitol*; but that 200£. Part thereof, be not paid until the said Rebuilding be compleated.

Ordered, That Mr *Carter Burwell*, do carry the said Resolve to the Council for their Concurrence.

Mr *Fry*, from the Committee of Claims, reported, That the Committee had had under their Consideration, an Account of Doctor *Kenneth Mackenzie*, to them referred, for Attendance on a *Nottoway* Indian, by Order of his Honour the Governor, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows,

Resolved, That it is the Opinion of this Committee, That he ought to be paid the Sum of 4£. 14 s. by the Public.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, pursuant to the said Resolution.

The Order of the Day being read, for the House to Resolve itself into a Committee, upon the Bill, *For amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs.*

Resolved, That this House will resolve itself into a Committee upon the said Bill, on *Monday* next.

The Order of the Day being also read, for the House to resolve itself into a Committee to take under their further Consideration the Petitions of the Inhabitants of the Counties of *Henrico, Chesterfield, Cumberland, Albemarle, Amelia, and Dinwiddie.*

Resolved, That this House will resolve itself into a Committee to consider further the said Petitions, on *Monday* next.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their further Consideration the Proposition from the County of *James-City*, for adding that Part of the said County of *James-City*, above the Mill, commonly called *Cowles*, to the County of *New-Kent*, and that Part of the said County of *New-Kent*, commonly called *Hickory-Neck*, and *Ware-Creek*, to the said County of *James-City*; and had also had under their Consideration, divers Propositions from the Counties of *Hanover* and *New-Kent*, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follows.

Resolved, That it is the Opinion of this Committee, That so much of the said County of *James City*, as lies on the upper Side of the Bounds herein after mentioned, (that is to say) beginning at the Mouth of *Diascun Run* on *Chickahominy-River*, thence up the said Creek to the Mouth of *John Blair Esq*; his Mill-Swamp, thence up the said Swamp to the Mill, thence up the Mill-Pond, to the Head thereof, thence up the Water Course to a marked Red Oak at *Isaac Godwin's* Spring near his House, thence Eastwardly to a marked Perlimon, at the Head of a Branch near the main Road on the lower Side of *Godwin's* House, thence down the said Branch to *Dangerfield's* Mill, and thence down the Mill-Creek, to *York River*, be added to the County of *New-Kent*, and that all that Part of the County of *New-Kent*, on the lower Side of the said Bounds, be added to the County of *James-City*.

Resolved,

Resolved, That it is the Opinion of this Committee, That the Propositions for adding that Part of the said County of *Hanover*, which lies below *Affisquen* Run, to the said County of *New-Kent*, are reasonable.

Resolved, That it is the Opinion, of this Committee, That the Proposition from the County of *Hanover*, in Opposition to the Propositions for adding that Part of the said County of *Hanover*, which lies below *Affisquen* Run, to the County of *New-Kent*, be rejected.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill, or Bills, pursuant to the two first Resolutions.

And then the House adjourn'd till *Monday Morning* Eleven o'Clock.

Monday, December 3d, 1753.

M^R *Charles Carter*, from the Committee of Propositions and Grievances, presented to the House, according to Order, a Bill, *For paying the Minister of the Parish of Frederick, in the County of Frederick, 100 l. annually, instead, of the Salary now allowed*, and the same was read the first Time, and ordered to be read a second Time.

Also a Bill, *For adding Part of the County of New-Kent, to the County of James-City, and Part of the Counties of James-City and Hanover, to the County of New-Kent*; and the same was read the first Time, and ordered to be read a second Time.

Mr Carter, also reported, That the Committee to whom the Bill, *For adding Part of the County of Augusta to the County of Frederick and for dividing the County of Frederick, and the Part of Augusta to be added thereto, into two Counties*, was committed, had made several Amendments thereto, which they had directed him to report to the House, which he read in his Place, and afterwards delivered the Bill with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

Ordered, That *Mr Pendleton*, have Leave to be absent from the Service of the House, 64
the remaining Part of the Session.

A Bill *For amending the Act, intituled, an Act for the better Regulation of the Militia*; was read the first Time, and ordered to be read a second Time.

Mr Attorney, presented to the House, according to Order, a Bill *To empower John Armistead, Gent. to sell and dispose of certain intailed Lands, to raise Money for the Performance of his Father's Will*; and the same was read the first Time, and ordered to be read a second Time.

An ingrossed Bill, intituled, *An Act for docking the Intail of certain Lands in the County of Middlesex, and vesting the same in Robert Chew, in Fee-Simple, and for settling other Lands and Slaves of greater Value, to the same Uses*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That *Mr Waller*, do carry the said Bill to the Council, for their Concurrence.

Two Members returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and took and subscribed the Oaths of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

Ordered, That the Thanks of this House, be returned to the Reverend *Mr William Yates*, for his excellent Sermon preached Yesterday, before them, and that *Mr Wilson* and *Mr Carter*, do wait on him for that Purpose.

Mr Reade, from the Committee to whom the Bill *For dividing the County of Lunenburg*, was committed, reported, That the Committee had made an Amendment thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered the Bill, with the Amendment in at the Table, where the Amendment was again twice read, and agreed to by the House.

Ordered,

Ordered, That the Bill, with the Amendment, be ingroffed.

An ingroffed Bill, intituled, *An Act for docking the Intail of a Tract of Land, in the Parish of Abingdon, in the County of Gloucester, whereof Lawrence Smith, Gent. is seised, and settling other Lands and Slaves of greater Value, to the same Uses*; was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Whiting*, do carry the said Bill to the Council, for their Concurrence.

The House according to Order, resolved itself into a Committee, to consider further of the Bill, *For amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, and had made several Amendments thereto, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to consider further the said Bill, To-morrow.

65 The Order of the Day being also read, for the House to resolve itself into a Committee to consider further the Petitions of the Inhabitants of the Counties of *Henrico, Chesterfield, Cumberland, Albemarle, Amelia, and Dinwiddie*.

Resolved, That this House will resolve itself into a Committee to consider further the said Petitions, To-morrow.

Ordered, That the Report of the Committee of Claims, referred to be considered this Day, be put off 'til To-morrow.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Tuesday, December 4th, 1753.

A CLAIM of *John Anderson*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim, in the Book of Claims.

A Petition of fundry Inhabitants of the County of *Hanover*, below *Affisquen Run*, praying that that Part of the said County, below the said Run, may not be added to the County of *New-Kent*, was offered to the House, and the Question being put, That the said Petition be received.

Resolved in the Negative.

A Petition of Mr *John Bates*, complaining of an undue Election and Return of Mr *George Currie*, to serve as a Burgees in this present General Assembly, for the County of *Halifax*, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections, and that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon to the House.

Mr *Fry* from the Committee of Claims, reported, That the Committee had had under their Consideration, a Petition of *Francis Whiting*, Guardian of *John and Mary Whiting*, Orphans of *Francis Whiting*, deceased, to them referred, setting forth, That *Will*, a Negroe Man Slave, belonging to the said Orphans, being run away, and duly outlawed, ran into a Creek and was drowned, in avoiding some Persons that were in pursuit of him, and praying Relief; and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows.

Resolved,

Resolved, That it is the Opinion of this Committee, That the said Petition ought to be referred to the Consideration of the next Session of Assembly, the Witnesses not appearing to make out the Allegations thereof.

A Message from the Governor, by Mr *Walthoe*.

Mr Speaker,

I am commanded by the Governor to acquaint this House, That his Honour is now ready to receive their Address in the Council-Chamber.

Mr Speaker, with the House went up, and being returned, reported, That he had, with the House, attended the Governor in the Council-Chamber, and presented the Address of this House to him, to which he was pleased to answer, 66

Mr Speaker, and Gentlemen of the House of Burgesses,

I am not unacquainted with the just Privileges of the House of Burgesses; in the Enjoyment of them, they shall always have my Protection. My Duty to the King, and my Regard for Liberty, has, and will, on every Occasion, influence my Conduct.

As I will never injure the one, I cannot suffer any Encroachments on the Rights of the other. The Complaints of the People should be heard, and every just Grievance redressed, but their Complaints should be well grounded, and the Grievances really felt.

The establishment of the Fee complained of, relates solely to the Disposal of the King's Land, and which, it is conceiv'd, may be deemed a Matter of Favour from the Crown, and not a Matter relative to the Administration of Government; and the fixing thereof was with so much Circumspection, that it is my care and Concern for the Improvement of his Majesty's Revenue of Quit-Rents, that prompts me to be more earnest in adhering to my former Opinion, and insisting on that Fee, which is confirmed to me by unquestionable Authority.

Resolved, Nemine Contradicente,

That this House have proceeded in the most dutiful and justifiable Manner, in laying before his Honour the Governor, their Opinion of the Demand which is made of a Pistole, as a Fee for affixing the public Seal to Patents for Land, and that his Honour's Answers to the Addressees of this House, relating thereto, are unsatisfactory and a Means to create Fears and Uneasinesses in the Minds of his Majesty's faithful Subjects.

Resolved, That the said Demand is illegal and arbitrary, contrary to the Charters of this Colony, to his Majesty's, and his Royal Predecessors Instructions to the several Governors, and the Express Order of his Majesty King *William* of Glorious Memory, in his Privy-Council, and manifestly tends to the subverting the Laws and Constitution of this Government.

Resolved, That a most dutiful and loyal Address be presented to his Majesty, humbly to represent the Demand of a Pistole, for affixing the Public Seal to Patents for Land, as a great Grievance, a Discouragement to the settling the Frontiers of this Colony, and a Prejudice to his Majesty's Revenue of Quit-Rents, and to beseech his Royal and Paternal Interposition, that his faithful Subjects may be relieved from the Payment of this illegal Demand.

Ordered, That a Committee be appointed to draw up an Address to his Majesty pursuant to the last Resolution, and it is referred to Mr *Charles Carter*, Mr *Bland*, Mr *Randolph*, Mr *Whiting*, Mr *Christopher Robinson*, Mr *Benjamin Harrison*, Mr *Pendleton*, Mr *Power*, Mr *Martin*, Mr *Fry*, Mr *Claiborne*, and Mr *Johnson*, to prepare and draw up the same.

A Petition of *Peter Wagener*, of the County of *Fairfax*, praying that an Act may pass for establishing a Town on his Land on *Occoquan* River, in the said County of *Fairfax*, to begin above the Ferry-Landing, and run down the River to the Line of *Waugh's* Land, to include 25 Acres, and that the Lots may be vested in Trustees, and sold for the Benefit of the Petitioner, was presented to the House and read. 67

Ordered, That a Bill be brought in, pursuant to the Prayer of the said Petition, and it is referred to Mr *Henry Robinson*, to prepare and bring in the same.

A Petition of *Charles Turnbull*, setting forth, That in the Year 1749, he had 19 Hog-heads of Tobacco damaged in the public Warehouses at *Hampton*, out of which the Petitioner

tioner saved only 16 Hogheads; that at the laſt Seſſion of Affembly he was only paid for the damaged Tobacco, without any Allowance for his Trouble and Expences in Travelling twice from *Peterſburg* to *Norfolk*, to have the ſaid Tobacco over-hauled and reprized; which Expences amounted to 14*£*. 15 s. and praying relief therein, was offered to the Houſe, and the Queſtion being put, That the ſaid Petition be received.

Resolved in the Negative.

Mr *John Tabb*, reported, That the Perſons appointed had, according to Order, prepared a Bill, *For enabling the Juſtices of the Peace of the County of Elizabeth-City, and the Miniſter and Church-wardens of the Pariſh of Elizabeth-City, in that County, to take and hold certain Lands deviſed by the Will of Benjamin Sym, for a free School, and other charitable Uſes*; which he delivered in at the Table.

Ordered, That the ſaid Bill do lie on the Table.

The Order of the Day being read, for the Houſe to reſolve itſelf into a Committee, to take under their further Conſideration the Petitions of the Inhabitants of the Counties of *Henrico, Cheſterfield, Cumberland, Albemarle, Amelia* and *Dinwiddie*.

Ordered, That the Governor's Anſwer to the Addreſs of this Houſe, be referred to the Conſideration of the ſaid Committee.

And then the Houſe, reſolved itſelf into a Committee, to conſider further the ſaid Petitions, and after ſome Time ſpent therein, Mr Speaker reſumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the ſaid Petitions under their further Conſideration, and having gone thro' the ſame, had come to a Reſolution, which he read in his Place, and delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows,

Resolved, That it is the Opinion of this Committee, That an Agent be appointed to ſolicit the Affairs of this Government, in Support of the Rights and Privileges of the People.

Upon a Motion made,

Resolved, That whoever ſhall hereafter pay a Piſtole, as a Fee to the Governor, for the Uſe of the Seal to Patents for Lands, ſhall be deemed a Betrayer of the Rights and Privileges of the People.

Mr *Carter Burwell*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Conſideration the Writ for electing Burgeſſes to ſerve in this preſent General Affembly, for the County of *Halifax* and had come to a Reſolution, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read, and agreed to by the Houſe, as follows,

⁶⁸ *Resolved*, That it is the Opinion of this Committee, That the Return of the ſaid Writ is made in the Form preſcribed by Law.

The Order of the Day being read, for the Houſe to reſolve itſelf into a Committee, upon the Bill, *For amending the A*ct*, intituled, an A*ct* for amending the Staple of Tobacco, and preventing Frauds in his Maſteſty's Cuſtoms*.

Resolved, That this Houſe will again reſolve itſelf into a Committee to conſider further the ſaid Bill, To-morrow.

Ordered, That the Report of the Committee of Claims, referred to be conſidered of this Day, be but off till To-morrow.

An ingroſſed Bill, intituled, *An A*ct* for adding Part of the County of Auguſta to the County of Frederick and for dividing the County of Frederick, and the Part of Auguſta to be added thereto, into two Counties*; was read the third Time.

Resolved, That the Bill do paſs.

Ordered, That Mr *Fairfax*, do carry the ſaid Bill to the Council, for their Concurrence.

A Bill, *For adding Part of the County of New-Kent, to the County of James-City, and Part of the Counties of James-City and Hanover, to the County of New-Kent*; was read a ſecond Time, and committed to the Members of [*sic*] *Hanover, New-Kent, and James-City* Counties.

Ordered, That the Call of the Houſe be put off till To-morrow.

And then the Houſe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, December 5th, 1753.

THE Houfe was, according to Order called over, and Excufes made for the abfent Members, which were allowed of.

Mr Charles Carter reported, that the Perfons appointed, had, according to Order, prepared an Addrefs to the King, which he read in his Place, and then delivered in at the Table, where it was again read, and agreed to by the Houfe.

Ordered, That the faid Addrefs be fairly tranfcribed, and that Mr Charles Carter, do carry it to the Council, and acquaint them that this Houfe defire they will join with them in the faid Addrefs.

Mr Carter, alfo reported, That the Perfons appointed, had, according to Order, prepared an Addrefs to the King, on the Subject Matter of the feveral Petitions of the Inhabitants of the Counties of *Henrico, Chefterfield, Cumberland, Albemarle, Amelia,* and *Dinwiddie*, which he read in his Place, and then delivered in at the Table, where the fame was again read, and agreed to by the Houfe.

Ordered, That the Clerk of the Secretary's Office, do lay before this Houfe, a Lift of all Patents that were ready for figning, and all Works and Certificates lodged in the faid Office, before the 22^d Day of April 1752. And alfo a lift of the Patents which have been made out ready to be figned, and the Certificates that have been returned fince that Time.

Ordered, That a Committee be appointed to draw up Reafons in Support of the Addrefs to his Majefty, on the Subject Matter of the Petitions of the Inhabitants of the Counties of *Henrico, Chefterfield, Cumberland, Albemarle, Amelia,* and *Dinwiddie*, to be prefented with the Addrefs, and it is referred to Mr Charles Carter, Mr Bland, Mr Randolph, Mr Whiting, Mr Christopher Robinson, Mr Benjamin Harriſon, Mr Pendleton, Mr Power, Mr Martin, Mr Fry, Mr Claiborne, Mr Johnson, and Mr Attorney, to draw up the fame.

A Meſſage from the Council, by Mr Walthoe.

That they have agreed to the Bill, intituled, *An Act for docking the Intail of certain Lands in the County of Middlefex, and veſting the fame in Robert Chew, in Fee-Simple, and for ſettling other Lands and Slaves of greater Value, to the ſame Uſes,*

Alfo to the Refolve for paying James Skelton, 500£. for rebuilding the Capitol, without any Amendment.

And that they have agreed to the Bill, intituled, *An Act for docking the Intail of a Tract of Land, in the Pariſh of Abingdon, in the County of Glouceſter, whereof Lawrence Smith, Gent. is ſeiſed, and ſettling other Lands and Slaves of greater Value, to the ſame Uſes;* with an Amendment to which they defire the Concurrence of this Houfe.

The Houfe immediately proceeded to the Conſideration of the faid Amendment, and the fame was read and agreed to by the Houfe.

Ordered, That Mr Whiting, do go up with a Meſſage to the Council, and acquaint them, that this Houfe have agreed to the Amendment by them propoſed to the faid Bill.

Ordered, That it be an Inſtruction to the Perfons to whom the Bill, *For adding Part of the County of New-Kent, to the County of James-City, and Part of the Counties of James-City and Hanover, to the County of New-Kent,* is committed, that they receive a Clause for altering *Halifax Court-Day*.

Mr Charles Carter, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration divers Propoſitions and Petitions to them referred, and had come to feveral Refolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houfe, as follows.

Resolved, That it is the Opinion of this Committee, That the Propoſition from the County of *Halifax*, for allowing the Inhabitants of that County to diſcharge their public Dues and Officers Fees in Money, inſtead of Tobacco, is reaſonable.

Resolved, That it is the Opinion of this Committee, That the Propoſition from the Counties of *Halifax* and *Lunenburg*, for erecting a public Warehouse for the Inſpection of Tobacco, on the Land of William Byrd, Eſq; on the North Side of *Staunton River*, be rejected.

Resolved,

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Halifax*, for extending the Time limited for the Cultivation of Lands granted by Patent, and for allowing Improvements made upon them to fave a larger Quantity than they now do, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Fairfax*, for obliging the Court of that County to go thro' their Docket, four Times in every Year, be rejected.

70 *Resolved*, That it is the Opinion of this Committee, That the Propofition from the County of *Fairfax*, for difcontinuing all Petitions if not tried within one Year; all Caufes at Common Law if not tried within two Years, and all Suits in Chancery, if not heard within three Years after the Times of commencing them, refpectively, be rejected.

Resolved, That it is the Opinion of this Committee, That the Propofition from the County of *Fairfax*, for obliging Perfons who buy convicted Servants, to enter into Bonds, with Sureties, for the good Behavior of fuch Servants, before their County Court, to be held next after buying them; and in Cafe of the Buyer's failing to do fo, for allowing any Perfon to fue for, and recover fuch Servants, or the Value of them, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *William Seward, Junior*, for Leave to keep a Ferry from his Land on *Hog-Ifland-Main*, over *James-River*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *John Holt*, for relieving him from maintaining a public Bridge over the Creek dividing *Hog-Ifland*, from the Main Land, at his own Expence, be rejected.

Ordered, That the Committee of Propofitions and Grievances, do prepare and bring in a Bill, purfuant to the firft Refolution.

The Houfe proceeded to the Confideration of that Part of the Report of the Committee of Claims, made on *Thursday* laft, and referred to be confidered this Day, and the fame was read, and fome Amendments made thereto, as follows,

On Confideration of the Petition of *Thomas Anderson*, and *William Overton*, fetting forth, That this Houfe did, at the laft Seffion of Affembly, from the Increase of Bufinefs at *Page's* Warehoufes, in the County of *Hanover*, make an Allowance of 30£. to *David Richardson* one of the Infpectors at the faid Warehoufes, as an addition of 10£. *per Annum*, to his Salary for three Years; and an Allowance of 15£. to *John Dabney* the other Infpector, as an addition of 10£. *per Annum* to his Salary for one Year and a half; That the Petitioner *William Overton* ferved one, and *Thomas Anderson* ferved two of the faid three Years, for which the faid *David Richardson* was allowed the faid 30£. and *John Dabney* the faid 15£. That the faid *David Richardson* and *John Dabney* refufe to allow the Petitioners or either of them any Part of the Money fo allowed to them; and praying that this Houfe will take the fame into Confideration, and allow to each of the Petitioners, fuch Proportion of the faid Sums of 30£. and 15£. as they fhall think fit.

Resolved, That it is the Opinion of this Committee, That the Allegations of the faid Petition are true, and that the faid *David Richardson* ought to refund and pay to the faid *Thomas Anderson* the Sum of 10£. and the faid *John Dabney* ought to refund and pay to the faid *William Overton* the Sum of 5£. beng a Proportionable Part of the Sums refpectively received by the faid *David Richardson* and *John Dabney*, of the Treafurer of this Colony, and due to the faid *Thomas Anderson*, and *William Overton*, for the Time they ferved as Infpectors at the faid Warehoufes, in equal Proportion with the faid *David Richardson* and *John Dabney* for the Time they each of them refpectively ferved at the faid Warehoufes.

71 On Confideration of the Petition of *Arthur Applewhaite*; alfo the Claims of *Ifaac Mafon*, and *Richard Kirby junior*, praying to be allowed, each of them, for a Hogthead of Tobacco burnt in the Public Warehoufes at *Smithfield*.

Resolved, That it is the Opinion of this Committee; That the faid *Arthur Applewhaite*, *Ifaac Mafon* and *Richard Kirby* ought to be allowed for their Tobacco in Manner following, that is to fay, the faid *Arthur Applewhaite* for 1000 Pounds, the faid *Ifaac Mafon*

Mason for 1000 Pounds, and the said *Richard Kirby*, for 950 Pounds of Tobacco, at the Rate of 14s. *per* Hundred, to be paid by the Public.

Resolved, That it is the Opinion of this Committee, That the Petitions of *George Purceley* and *Robert Blaws*, referred from the last, to this Session of Assembly, and now by the House to this Committee, ought to be further referred to the Consideration of the next Session of Assembly, the Petitioners not appearing to make out the Allegations of their Petitions.

On Consideration of the Petition of *Richard Weir*, praying to be allowed for two Hogfheads of Tobacco burnt in the Public Warehouses at *Kennons*, and not mentioned in the Memorial of the Inspectors of the said Warehouse.

Resolved, That it appears to this Committee, That the said two Hogfheads of Tobacco are not mentioned in the said Memorial,

And that the said *Richard Weir* ought to be paid for the same at the Rate of 15s. *per* Hundred.

The three first Resolutions were again read, and the Question being put, That the House do agree thereto.

Resolved in the Affirmative.

The last Resolution being read a second Time, a Motion was made that that Part of the said Report be recommitted to the said Committee, and the Question being put thereupon,

It passed in the Affirmative.

Ordered, That that Part of the said Report be recommitted to the said Committee,

Ordered, That it be an Instruction to the Committee of Claims to make an Allowance in the Book of Claims, pursuant to the second Resolution.

The House proceeded to the Consideration of the Petition of *Anne Harrison*, referred from the last Session of Assembly, to the Consideration of this, setting forth, That her Husband was an enlisted Soldier in the late Expedition against the *Spaniards*, and died in the Service, and praying Relief, and the same being read, it was thereupon

Ordered, That it be an Instruction to the Committee of Claims to make an Allowance in the Book of Claims, of 10£. to the said *Anne Harrison*.

Mr Waller, from the Committee to whom the Bill *For adding Part of the County of New-Kent, to the County of James City, and Part of the Counties of James City, and Hanover to the County of New-Kent, was committed, reported*, That the Committee had made several Amendments thereto, which he read in his Place, and then deliver'd the Bill, with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the said Bill with the Amendments be ingrossed.

The Order of the Day being read, for the House to resolve itself into a Committee, ⁷² to consider further the Bill, *For amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs.*

Resolved, That this House will resolve itself into a Committee to consider further the said Bill, To-morrow,

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Thursday, December 6th, 1753.

M*R. Fry*, from the Committee of Claims reported, That the Committee had had under their Consideration the Petition of *Richard Weir*, to them referred, praying to be allowed for two Hogfheads of Tobacco burnt in the Public Warehouse at *Kennon's*, and not mentioned in the Memorial of the Inspectors, and had come to a Resolution thereupon which he read in his Place, and then delivered in at the Table, where it was again read, and agreed to by the House as follows.

Resolved,

Resolved, That it appears to this Committee, That one of the faid Hogfheads of Tobacco containing 1153 Pounds nett, was not in the faid Warehouse at the Time it was burnt, but that he ought to be paid for the other Hogfhead containing 766 Pounds nett, at the Rate of 14 s. *per* Hundred.

Ordered, That it be an Instruction to the Committee of Claims to make the Allowance in the Book of Claims.

A Bill *For enabling the Justices of the Peace of the County of Elizabeth-City, and the Minister and Church-wardens of the Parish of Elizabeth-City, in that County, to take and hold certain Lands devised by the Will of Benjamin Sym, for a free School, and other charitable Uses*; was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill for establishing an Agreement made between *Philip Johnson*, and *William Armistead*, Gentlemen, and it is referred to Mr Waller to prepare and bring in the same.

The House, according to Order, resolved itself into a Committee, to consider further the Bill, *For amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the faid Bill under their further Consideration, and had gone thro' the same, and made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered the Bill, with the Amendments in at the Table, where the Amendments were again twice read, and, with some Amendments, agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed.

A Message from the Council, by Mr *Walthoe*.

That they have passed a Bill intituled, *An Act, for settling certain Differences therein mentioned*, and the same was received, and read the first Time, and order'd to be read a second Time, To-morrow.

73 Mr *Fry*, from the Committee of Claims reported, That the Committee had examined and considered all the public Claims which had been laid before them this Session, and had agreed upon a Report, which he had entered in a Book, and he delivered the Book in at the Table.

Ordered, That the faid Report do lie upon Table.

Mr Waller presented to the House, according to Order, a Bill *For establishing an Agreement made between Philip Johnson, and William Armistead, Gentlemen*.

Ordered, That the faid Bill do lie on the Table.

Ordered, That a Committee be appointed to examine the inrolled Bills, of the following Persons, *viz.* Mr *Whiting*, Mr *Bland*, Mr *Attorney*, Mr *Read*, Mr *Page*, and Mr *Henry Robinson*.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Friday, December 7th, 1753.

MR. *Charles Carter* from the Committee to whom the Bill, *To dock the Intail of certain Lands whereof Gerard Alexander is seised, and for settling other Lands and Slaves of greater Value to the same Uses*, was committed; reported, That the Committee had examined into the Allegations of the faid Bill, and found them to be true, and that they had made several Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

Ordered, That Mr *Wormeley* have Leave to be absent from the Service of this House, till Tuesday next.

Mr Henry Robinson presented to the House, according to Order, a Bill *For erecting a Town on Occoquan River, in the County of Fairfax, and the same was read the first Time, and ordered to be read a second Time.*

A Bill *For establishing an Agreement made between Philip Johnson, and William Armistead, Gentlemen,* was read the first Time, and ordered to be read a second Time.

An Ingrossed Bill, intituled, *An Act for dividing the County of Lunenburg,* was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Read, do carry the said Bill to the Council, for their Concurrence.

An Ingrossed Bill, intituled, *An Act for amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs,* was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Charles Carter, do carry the said Bill to the Council for their Concurrence.

A Message from the Council, by Mr Walthoe.

That they have agreed to the Bill, intituled, *An Act for adding Part of the County of Augusta to the County of Frederick and for dividing the County of Frederick, and the Part of Augusta to be added thereto,* into two Counties; with some Amendments to which they 74
desire the Concurrence of this House.

An Ingrossed Bill, from the Council, intituled, *An Act for settling certain Differences therein mentioned,* was read the second Time, and ordered to be committed to a Committee of the whole House.

The House immediately resolved itself into a Committee, upon the said Bill, and after some time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, that the Committee had made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered the Bill, with the Amendments in at the Table.

Ordered, That the said Report be taken into Consideration on Tuesday next, and there be then a Call of the House.

Mr Carter Burwell, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration the Petition of Mr John Bates, to them referred, complaining of an undue Election and Return of Mr George Currie, to serve as a Burgess in this present General Assembly, for the County of *Halifax*, and had heard as well the Petitioner as the sitting Member, whereupon it appeared to the Committee, That one William Dendy, by a Deed dated in August last, and acknowledged by him in the County Court in September afterwards; in Consideration of 25£. conveyed upwards of 300 Acres of Land, in the said County, together with Goods and Chattels, to Mr Currie, in Fee-Simple, and that at the Time of executing the said Conveyance, the said Mr Currie agreed, that the said William Dendy should retain the Possession of the said Lands, Goods, and Chattels, during the Term of three Years, and in Case he should pay the said 25£. and the Interest thereof, within that Term, the said Mr Currie should reconvey to him the said Land, Goods, and Chattels; but it appeared that the said William Dendy, at the Time of making the said Conveyance, was not seized of any Estate, of Freehold, of and in the said Land, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House, as follows.

Resolved, That it is the Opinion of this Committee, That Mr George Currie, is not duly qualified to serve as a Burgess in this present General Assembly for the County of *Halifax*.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing a Burgess to serve in this present General Assembly for the County of *Halifax*, in the Room of the said Mr George Currie, and that Mr Waller, do wait on him with the said Address.

M^r Power, presented to the House, according to Order, a Bill, *To enable the Vestry of the Parish of Blisland, in the Counties of James-City and New-Kent, to sell a Plantation and two hundred Acres of Land, in the said Parish, and to buy Communion Plate and Ornaments for the Use of the lower Church in said Parish, with the Purchase Money.*

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Saturday, December 8th, 1753.

75

A BILL, *To impower John Armistead, Gent. to sell and dispose of certain intailed Lands to raise Money for the Performance of his Father's Will,* was read the second Time, and committed to M^r Attorney, and the Members of *Effex* and *Gloucester* Counties.

A Bill *For establishing an Agreement made between Philip Johnfon, and William Armistead, Gentlemen,* was read the second Time, and committed to the Members of *James City* and *Charles City* Counties.

The Clerk of the Secretary's Office laid before the House, according to Order, a Lift of all Patents which were ready for signing, and Certificates that were returned on the 22^d Day of *April* 1752; also a Lift of the Patents that have been made out, and Certificates that have been returned since that Time.

Ordered, That the said Lift do lie on the Table.

A Bill *For erecting a Town on Occoquan River, in the County of Fairfax,* was read the second Time, and committed to M^r Henry Robinson, and the Members of *Fairfax* and *Prince-William* Counties.

An Ingrossed Bill intituled, *An Act for adding Part of the County of New-Kent, to the County of James-City and Part of the Counties of James-City, and Hanover to the County of New-Kent, and for altering the Court-Day of the County of Halifax,* was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Carter Burwell do carry the said Bill to the Council for their Concurrence.

An Ingrossed Bill, intituled, *An Act to dock the Intail of certain Lands whereof Gerard Alexander is seised, and for settling other Lands and Slaves of greater Value, to the same Uses,* was read the third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Fairfax do carry the Bill to the Council for their Concurrence.

Ordered, That M^r Reddick and M^r Moore, have Leave to be absent from the Service of the House, till Wednesday next.

A Bill, *To enable the Vestry of the Parish of Blisland, in the Counties of James City and New-Kent, to sell a Plantation and two hundred Acres of Land, in the said Parish, and to buy Communion Plate and Ornaments for the lower Church in that Parish, with the Purchase Money,* was read the first Time, and ordered to be read a second Time.

A Bill, *For paying the Minister of the Parish of Frederick, in the County of Frederick, one hundred pounds annually, instead of the Salary now allowed,* was read a second Time, and an Amendment made to the Title of the Bill.

Ordered, That the Bill, with the Amendment, be Ingrossed.

A Message from the Council, by M^r Walthoe.

That they have agreed to the Bill, intituled, *An Act for amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs,* without any Amendment.

⁷⁶ A Bill *For enabling the Justices of the Peace of the County of Elizabeth-City, and the Minister and Church-wardens of the Parish of Elizabeth-City, in that County, to take and hold certain Lands devised by the Will of Benjamin Sym, for a free School, and other charitable Uses;* was read the second Time.

Ordered, That the Bill be ingrossed.

A Message from the Council, by M^r Walthoe.

That

That they have agreed to the Bill, intituled, *An Act to dock the Intail of certain Lands whereof Gerard Alexander is seised, and for settling other Lands and Slaves of greater Value, to the same Uses*, without any Amendment.

The House proceeded to the Consideration of the Book of Claims, and Part thereof was read and agreed to.

Ordered, That the further Consideration of the said Book be put off till *Monday* next. And then the House adjourn'd till *Monday* Morning Eleven o'Clock.

Monday, December 10th, 1753.

AN ingrossed Bill, intituled, *An Act for enabling the Justices of the Peace of the County of Elizabeth-City, and the Minister and Church-wardens of the Parish of Elizabeth-City, in that County, to take and hold certain Lands devised by the Will of Benjamin Sym, for a free School, and other charitable Uses*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *John Tabb* do carry the said Bill to the Council for their Concurrence.

The House according to Order, proceeded to the further Consideration of the Book of Claims, and Part thereof was read, and agreed to with some Amendments.

Ordered, That the further Consideration thereof be adjourned till To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, December 11th, 1753.

MR. *Henry Robinson*, from the Committee to whom the Bill *For erecting a Town on Occoquan River in the County of Fairfax*; was committed, reported, That they had made several Amendments thereto, and he read the same in his Place, and then deliver'd the Bill, with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments be ingrossed.

Upon a Motion made.

Ordered, That the Reverend Mr *Stith* be desired to preach in this House on *Sunday* next, and that Mr *Martin*, do wait on him for that Purpose.

The House, according to Order, resumed the adjourn'd Consideration of the Book of Claims, and the remaining Part thereof was read, and the Allowances of the several Officers being added, it was agreed to by the House.

Ordered, That Mr *Fry* do carry the Book of Claims to the Council for their Concurrence, and that he do wait on the Governor and desire his Assent thereto.

An ingrossed Bill, intituled, *An Act for paying the Ministers of the Parish of Frederick, in the County of Frederick, and of Augusta, in the County of Augusta, one hundred Pounds annually, instead of the Salaries now allowed*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Charles Carter*, do carry the Bill to the Council for their Concurrence.

The House was, according to Order, called over, and the Names of such Members as made Default to appear, were taken down, and the list of Defaulters being called over, Excuses were made for some of them which were allowed.

The Names of Mr *Ralph Justice*, Mr *Drury Stith*, Mr *John Willis*, Mr *Robert Jones*, and Mr *John Maddison*, being called over, and their Excuses not being allowed,

Ordered, That Mr *Ralph Justice*, Mr *Drury Stith*, Mr *John Willis*, Mr *Robert Jones*, and Mr *John Maddison*, be taken into the Custody of the Serjeant at Arms, and brought before

before this House, for absenting themselves from the Service of the House without Leave.

The House according to Order, proceeded to the Consideration of the Amendments made by the Committee of the whole House to the ingrossed Bill from the Council, intituled, *An Act for settling certain Differences therein mentioned*, and the same were read and disagreed to by the House.

Then the Question being put, That the Bill be read a third Time.

It passed in the Negative.

Resolved, That the Bill be rejected.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, December, 12th, 1753.

Ordered,

THAT Mr Alexander and Mr Walke have Leave to be absent from the Service of this House, the remaining Part of the Session.

A Bill, *For amending the Act, intituled, an Act for the better Regulation of the Militia*, was read the second Time, and committed to Mr Martin, Mr Randolph, and Mr Johnson.

Ordered, That the Treasurer of this Colony do lay his Accounts before this House.

Mr Charles Carter from the Committee of Propositions and Grievances, presented to the House, according to Order, a Bill, *For allowing the Inhabitants of the County of Halifax, to discharge their public Dues, and Officers Fees in Money instead of Tobacco*, and the same was read the first Time, and ordered to be read a second Time.

A Bill, *For continuing and amending an Act, intituled, An Act for regulating the Practice of Attornies*, was read the second Time, and committed to Mr Attorney, Mr Charles Carter, Mr Waller, Mr Carter Burwell, and Mr Martin.

A Bill *For allowing the Inhabitants of the County of Halifax, to discharge their public Dues and Officers Fees in Money instead of Tobacco*, was read the second Time, and committed to Mr Read, Mr Charles Carter, Mr Byrd, and Mr Fairfax.

A Message from the Council, by Mr Walthoe.

That they have agreed to the Bill, intituled, *An Act for dividing the County of Lunenburg*.

Also to the Bill, intituled, *An Act for enabling the Justices of the Peace of the County of Elizabeth-City, and the Minister and Church-wardens of the Parish of Elizabeth-City, in that County, to take and hold certain Lands devised by the Will of Benjamin Sym, for a free School, and other charitable Uses*; with some Amendments, to which they desire the Concurrence of this House.

The House immediately proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act for enabling the Justices of the Peace of the County of Elizabeth-City, and the Minister and Church-wardens of the Parish of Elizabeth-City, in that County, to take and hold certain Lands devised by the Will of Benjamin Sym, for a free School, and other charitable Uses*, and the same were read and disagreed to by the House.

Ordered, That Mr Westwood do go up with a Message to the Council, and acquaint them, that this House cannot agree to the Amendments by them proposed to the said Bill, and desire they will pass the same without the Amendments.

An Ingrossed Bill, intituled, *An Act for erecting a Town on Occoquan River, in the County of Fairfax*; was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Henry Robinson do carry the said bill to the Council for their Concurrence.

Mr Waller from the Committee to whom the bill, *For establishing an Agreement made between Philip Johnson, and William Armistead, Gentlemen*, was committed, reported.

ported, That the Committee had examined into the Allegations of the said Bill, and found them to be true, and that they had made several Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

A Message from the Council, by Mr *Walthoe*.

That they have agreed to the Book of Claims, without any Amendment.

And that they insist on their Amendments to the Bill, intituled, *An Act for enabling the Justices of the Peace of the County of Elizabeth-City, and the Minister and Church-wardens of the Parish of Elizabeth-City, in that County, to take and hold certain Lands devised by the Will of Benjamin Sym, for a free School, and other charitable Uses*, and desire this House will pass the Bill with the Amendments. 79

A Bill, *To enable the Vestry of the Parish of Blifland, in the Counties of James-City and New-Kent, to sell a Plantation and two hundred Acres of Land, in the said Parish, and to buy Communion Plate and Ornaments for the lower Church in that Parish, with the Purchase Money*, was read the second Time.

Ordered, That the Bill be ingrossed.

Ordered, That a Committee for proportioning the public Levy be appointed of the following Persons, viz. Mr *Fry*, Mr *Waller*, Mr *Waring*, Mr *Claiborne*, Mr *Read*, Mr *Eyre*, Mr *Westwood*, Mr *Boush*, and Mr *Tucker*.

The House proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act for adding Part of the County of Augusta, to the County of Frederick, and for dividing the County of Frederick, and the Part of Augusta, to be added thereto, into two Counties*, and the same were read, and agreed to with some Amendments.

Ordered, That Mr *Fairfax* do go up with a Message to the Council and acquaint them that this House have agreed to the Amendments by them proposed to the said Bill, with some Amendments, to which they desire their Concurrence.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Thursday, December 13th, 1753.

AN ingrossed Bill, intituled *An Act for establishing an Agreement made between Philip Johnson, and William Armistead, Gentlemen*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Waller*, do carry the said Bill to the Council, for their Concurrence.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act for dividing the County of Lunenburg*, and the same being read, were agreed to with some Amendments.

Ordered, That Mr *Read* do go up with a Message to the Council, and acquaint them, That this House have agreed to the Amendments by them proposed to the said Bill, with some Amendments, and desire they will pass the Bill with the Amendments as agreed to.

The House proceeded to the Consideration of the Amendments insisted on by the Council, to the Bill, intituled, *An Act for enabling the Justices of the Peace of the County of Elizabeth-City, and the Minister and Church-wardens of the Parish of Elizabeth-City in that County, to take and hold certain Lands devised by the will of Benjamin Sym, for a Free School, and other charitable Uses*, and the same being read,

Resolved, That this House doth recede from their Disagreement to the said Amendments. 80

Ordered, That Mr *John Tabb*, do go up with a Message to the Council, and acquaint them therewith.

A Message from the Council, by Mr *Walthoe*.

That

That they have agreed to the Bill, intituled, *An Act for adding Part of the County of Augusta to the County of Frederick, and for dividing the County of Frederick, and Part of Augusta to be added thereto, into two Counties*; with the Amendments as agreed to by this House.

And that they have agreed to the Bill, intituled, *An Act for paying the Ministers of the Parishes of Frederick, in the County of Frederick, and of Augusta, in the County of Augusta, one hundred Pounds annually, instead of the Salaries now allowed*, with some Amendments, to which they desire the Concurrence of this House.

The House immediately proceeded to the Consideration of the said Amendments, and the same were read and agreed to,

Ordered, That Mr Charles Carter, do go up with a Message to the Council, and acquaint them, that this House have agreed to the Amendments by them proposed to the said Bill.

Mr Martin from the Committee to whom the Bill *For amending the Act, intituled, An Act, for the better Regulation of the Militia*, was committed, reported, That the Committee had made several Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be *Ingrossed*.

Ordered, That there be a Call of the House on *Saturday* next.

Mr Attorney, from the Committee to whom the Bill, *For continuing and amending an Act, intituled, an Act for regulating the Practice of Attornies*, was committed, reported, That the Committee had made several Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments in at the Table.

Then a Motion was made, that the said Bill be recommitted, and the Question being put thereupon,

It passed in the Affirmative.

Ordered, That the Bill be recommitted to Mr Randolph, Mr Bland, and Mr Thomas Tabb.

A Message from the Council, by Mr Walthoe.

That they have agreed to the Bill, intituled, *An Act for erecting a Town on Occoquan River, in the County of Fairfax*, with some Amendments, to which they desire the Concurrence of this House.

That they have also agreed to the Bill, intituled, *An Act for dividing the County of Lunenburg*, with the Amendments as agreed to by this House.

And that they cannot join with this House in the Address to be presented to his Majesty.

The Treasurer, according to Order, laid his Accounts before the House.

81 *Ordered*, That the same do lie on the Table for the Perusal of the Members of this House.

Mr Attorney from the Committee to whom the Bill, *To empower John Armistead, Gent. to sell and dispose of certain intailed Lands to raise Money for the Performance of his Father's Will*, was committed, reported, That they had examined into the Allegations of the said Bill, and found them to be true, and that they had made several Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be *ingrossed*.

A Message from the Council, by Mr Walthoe,

That they have agreed to the Bill, intituled, *An Act for establishing an Agreement made between Philip Johnson, and William Armistead, Gentlemen*, without any Amendment.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act for erecting a Town on Occoquan River, in the County of Fairfax*, and the same were read and agreed to.

Ordered,

Ordered, That M^r *Henry Robinson* do go up with a Meffage to the Council, and acquaint them that this Houfe have agreed to the Amendments by them propofed to the faid Bill.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.

Friday, December 14th, 1753.

A MEMBER returned upon a new Writ having taken the Oaths appointed to be taken by Act of Parliament, inftead of the Oaths of Allegiance and Supremacy, and taken and fubfcribed the Oath of Abjuration, and alfo fubfcribed the Teft, was admitted to his Place in the Houfe.

Ordered, That M^r *Eyre*, and M^r *Kendal*, have Leave to be abfent from the Service of this Houfe, during the Remainder of this Seffion.

Ordered, That the Treafurer's Accounts be referred to M^r *Charles Carter*, M^r *Christopher Robinson*, M^r *Johnfon*, M^r *Benjamin Harrifon*, and M^r *Wormeley*, that they examine the feveral Articles thereof, and report the Ballance as it fhall appear to them, to the Houfe.

M^r *Read*, from the Committee to whom the Bill, *For allowing the Inhabitants of the County of Halifax, to difcharge their Public Dues and Officers Fees, in Money inftead of Tobacco*, was committed, reported, That the Committee had made feveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the Houfe.

Ordered, That the Bill with the Amendments be ingroffed.

An ingroffed Bill, intituled, *An Act for the Regulation of the Militia*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pafs.

Ordered, That M^r *Charles Carter* do carry the faid Bill to the Council for their Concurrence.

An Ingroffed Bill, intituled, *An Act to dock the Intail of certain Lands whereof John Armistead, Gentleman, is feifed, and to fettle Slaves to the fame Ufes, in Lieu thereof*, was read the third Time. 82

Resolved, That the Bill do pafs.

Ordered, That M^r *Attorney* do carry the faid Bill to the Council for their Concurrence.

Ordered, That M^r *Attorney*, and M^r *Waller*, be added to the Committee to whom the Bill *for continuing and amending the Act, intituled, An Act for regulating the Practice of Attornies*, is committed.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.

Saturday, December 15th, 1753.

M^r *Bland*, from the Committee to whom the Bill, *For continuing and amending the Act, intituled, an Act for regulating the Practice of Attornies*, was committed, reported, That the Committee had made feveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houfe.

Ordered, That the Bill with the Amendments be ingroffed.

Ordered, That M^r *Hutchings*, and M^r *Claiborne*, have Leave to be abfent from the Service of this Houfe, the Remainder of the Seffion.

M^r *Charles Carter* reported, That the Committee appointed, had, according to Order, prepared and drawn up Reafons in Support of the Addrefs to his Majesty, on the Subject

ject Matter of the Petitions of the Inhabitants of the Counties of *Henrico, Chesterfield, Cumberland, Albemarle, Amelia, and Dinwiddie*, which he read in his Place, and then delivered in at the Table, where the same was again read and agreed to by the House.

Ordered, That the several Addressees of this House to his Majesty, and the said Reasons, be enrolled, and signed by the Speaker.

Upon a Motion made.

Resolved, Nemine Contradicente.

That Mr Attorney General be appointed Agent to negotiate the Affairs of this Colony, in *Great-Britain*, and that the Sum of 2500£. be paid to him out of the Money in the Hands of the Treasurer to defray his Expences and as a Reward for his Trouble in taking so long a Voyage.

An ingrossed Bill, intituled, *An Act for allowing the Inhabitants of the Counties of Halifax, Bedford, and Hampshire, to discharge their Public Dues, and Officers Fees in Money instead of Tobacco*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Read* do carry the said Bill to the Council for their Concurrence.

Ordered, That the Call of the House be put off till *Monday* next.

Upon a Motion made.

Ordered, That Leave be given to bring in a Bill *For paying the Burgeesses Wages in Money for this present Session of Assembly*, and it is referred to Mr *Charles Carter*, to prepare and bring in the same.

83 An Ingrossed Bill, intituled, *An Act to enable the Vestry of the Parish of Blifland, in the Counties of James-City and New-Kent, to sell a Plantation of two hundred Acres of Land, in the said Parish, and to buy Communion Plate and Ornaments for the lower Church in that Parish, with the Purchase Money*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Power*, do carry the said Bill to the Council for their Concurrence.

Mr *Carter*, according to Order, presented to the House, a Bill, *For paying the Burgeesses Wages in Money for this present Session of Assembly*, and the same was read the first Time, and ordered to be read a second Time.

An Ingrossed Bill, intituled, *An Act for continuing and amending an Act, intituled, an Act for regulating the Practice of Attornies*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Randolph* do carry the said Bill to the Council for their Concurrence.

And then the House adjourned till *Monday Morning Eleven o'Clock*.

Monday, December 17th, 1753.

MR. *Fry* reported, That the Committee appointed had, according to Order, settled the proportion of the County Levy, and stated the same in a Book, which he delivered in at the Table, where it was read and agreed to by the House.

Ordered, That Mr *Fry* do carry the Book to the Council for their Concurrence.

Ordered, That an Address be made to the Governor to Order a new Writ to issue for electing a Burgeess to serve in this present General Assembly for the County of *Frederick*, in the Room of Mr *Gabriel Jones*, who hath accepted the Office of Coroner of the said County; and that Mr *Fairfax* do wait on him with the said Address.

Mr *Charles Carter* reported, That the Committee appointed to examine the Treasurer's Accounts, had according to Order, had the same under their Consideration, and had examined all the several Articles and Vouchers thereof, whereupon it appeared, That the

the said Accounts are truly stated, and that the Ballance of the public Monies now in the Hands of the Treafurer, amounts to the Sum of 8319£. 13 s. 11 d. current Money.

Resolved, That the said Accounts do pass.

Ordered, That Mr Charles Carter do carry the said Accounts to the Council for their Concurrence.

A Bill *For paying the Burgeffes Wages in Money for this present Session of Assembly*, was read the second Time.

Ordered, That the Bill, be Ingrossed.

A Message from the Council, by Mr Walthoe.

That they have agreed to the Book of Proportions.

Also to the Bill, intituled, *An Act to enable the Vestry of the Parish of Blisland, in the Counties of James-City and New-Kent, to sell a Plantation and two hundred Acres of Land, in the said Parish, and to buy Communion Plate and Ornaments for the lower Church in that Parish, with the Purchase Money.* 84

Also to the Bill, intituled, *An Act for allowing the Inhabitants of the Counties of Halifax, Hampshire and Bedford, to discharge their public Dues and Officers Fees in Money instead of Tobacco.*

Also to the Treafurer's Accounts without any Amendment.

And that they have agreed to the Bill, intituled, *An Act to dock the Intail of certain Lands whereof John Armistead, Gentlemen [sic], is seised, and to settle Slaves to the same Uses, in Lieu thereof.*

Also to the Bill, intituled, *An Act for continuing and amending an Act, intituled, An Act for regulating the Practice of Attornies*, with some Amendments, to which they desire the Concurrence of this House.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act to dock the Intail of certain Lands whereof John Armistead, Gentleman, is seised, and to settle Slaves to the same Uses, in Lieu thereof*, and the same were read and agreed to by the House.

Ordered, That Mr Attorney do go up with a Message to the Council and acquaint them that this House have agreed to the Amendments by them proposed to the said Bill,

The House also proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act for continuing and amending an Act intituled, an Act, for regulating the Practice of Attornies*, and the same being read were disagreed to by the House.

Ordered, That Mr Bland do go up with a Message to the Council, and acquaint them, that this House cannot agree to the Amendments by them proposed to the said Bill, and desire that they will pass the Bill without the Amendments.

An Ingrossed Bill, intituled, *An Act for paying the Burgeffes Wages in Money for this present Session of Assembly*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Charles Carter do carry the said Bill to the Council for their Concurrence.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *For raising a public Levy*, and it is referred to Mr Fry to prepare and bring in the same.

And he accordingly presented to the House, a Bill *For raising a public Levy*, and the same was read the first Time, and ordered to be read a second Time.

A Message from the Council, by Mr Walthoe.

That they receded from their Amendments to the Bill, intituled, *An Act for continuing and amending the Act, intituled, an Act for regulating the Practice of Attornies.*

Upon a Motion made;

Resolved, Nemine Contradicente.

That Peyton Randolph, Esq; be appointed Agent for this Colony, to solicit and negotiate the Affairs of the Colony in Great-Britain, and that the Treafurer be directed to pay 85

pay him the sum of 2500£. current Money of *Virginia*, out of the Money in his Hands, to defray his Expences, and as a Reward for taking so long a Voyage.

Resolved, That an humble Address be presented to his Majesty, representing to him the Reasons why this House have appointed his Attorney-General, to solicit the Affairs of this Colony, and praying that his Majesty will be graciously pleased to continue him in his Office; and it is referred to Mr *Charles Carter*, Mr *Carter Burwell*, and Mr *Bland* to prepare and bring in the same.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Tuesday, December, 18th, 1753.

A BILL *For raising a public Levy*, was read the second Time.

Ordered, That the Bill be ingrossed.

A Message from the Council, by Mr *Walthoe*.

That they have agreed to the Bill intituled, *An Act for paying the Burgeesses Wages in Money for this present Session of Assembly*.

An Ingrossed Bill, intituled, *An Act for raising a public Levy*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Fry* do carry the said Bill to the Council, for their Concurrence.

Mr *Carter Burwell* from the Committee of Privileges and Elections reported, That the Committee had had under their Consideration, the Return of the Writ for electing a Burgeess to serve in this present General Assembly for the County of *Spotsylvania*, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows,

Resolved, That it is the Opinion of this Committee, That the Return of the said Writ is made in the Form prescribed by Law.

A Message from the Council, by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for raising a public Levy*, without any Amendment.

Mr *Charles Carter* reported, That the Committee appointed had, according to Order, prepared an Address to be presented to his Majesty, representing to him the Reasons why this House appointed his Attorney-General to solicit the Affairs of this Colony, in *Great-Britain*, and praying that he will be graciously pleased to continue him in his Office, which he read in his Place, and then delivered in at the Table, where the same was again read, and agreed to by the House with an Amendment.

Ordered, That the said Address with the Amendment be inrolled, and signed by the Speaker.

Upon a Motion made,

Resolved, That a standing Agent be appointed to negotiate the Affairs of this Colony in *Great-Britain*, That the Sum of 200£. *Sterling, per Annum* be allowed him by the Treasurer of this Colony, for the Time being, out of the Public Money in his Hands, and it is left to the Choice of Mr Attorney General to appoint such Person as he shall think best qualified for that Purpose.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Wednesday, December, 19th, 1753.

MR. *Bland*, reported, That the Committee appointed, had, according to Order, examined the inrolled Bills, and rectified such Mistakes as were found therein, and that they were truly enrolled.

Ordered, That Mr *Bland* do carry the inrolled Bills to the Council for their Inspection.

A Message from the Council, by Mr *Walthoe*.

That

That they have inspected the inrolled Bills, and are satisfied they are truly inrolled.
A Message from the Governor, by Mr Walthoe,

Mr Speaker,

The Governor commands the immediate Attendance of this House in the Council-Chamber, and that you bring with you such Bills as are ready for his Assent.

Mr Speaker with the House went up accordingly, and the Governor was pleased to give his Assent to the following public and private Bills.

1. *An Act for reducing the several Laws made for establishing the General Court, and for regulating and settling the Proceedings therein, into one Act of Assembly.*
2. *For Continuing an Act, intituled, an Act for making Provision against Invasions and Insurrections.*
3. *For amending the Act, intituled, an Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs.*
4. *For continuing the Act, intituled, an Act for reviving the Duty upon Slaves, for the Term therein mentioned.*
5. *For further continuing certain Acts of Assembly therein mentioned.*
6. *For paying the Ministers of the Parishes of Frederick, in the County of Frederick, and of Augusta, in the County of Augusta, and of Hampshire, in the County of Hampshire, one hundred Pounds annually, instead of the Salaries now allowed.*
7. *For further encouraging Persons to settle on the Waters of the Mississippi.*
8. *For the better Government of Servants and Slaves.*
9. *For continuing and amending an Act, intituled, an Act for regulating the Practice of Attornies.*
10. *For allowing the Inhabitants of the Counties of Halifax, Bedford, and Hampshire, to discharge their Public Dues, and Officers Fees in Money instead of Tobacco.*
11. *For paying the Burgeesses Wages in Money for this present Session of Assembly.*
12. *For raising a public Levy.*
13. *For appointing several new Ferries.*
14. *For adding Part of the County and Parish of Augusta to the County and Parish of Frederick, and for dividing the County and Parish of Frederick, and the Part of Augusta to be added thereto, into two Counties and Parishes.*
15. *For dividing the County of Amelia.*
16. *For dividing the County of Lunenburg, and Parish of Cumberland.*
17. *For dividing the County of Surry, and adding Part of the Parish of Albemarle to the Parish of Southwark.*
18. *For dividing the Parish of St. Andrew, in the County of Brunswick.*
19. *To empower the Vestry of the Parish of South-Farnham, in the County of Essex, to sell the Glebe Land in the said Parish, and to lay out and apply the Money arising by such Sale towards purchasing a more convenient Glebe, and erecting Houses thereon.*
20. *For enabling the Justices of the Peace of the County of Elizabeth-City, and the Minister, and Church-wardens of the Parish of Elizabeth-City, in that County, to take and hold certain Lands devised by the Will of Benjamin Sym, for a free School, and other charitable Uses.*
21. *To enable the Vestry of the Parish of Blisland, in the Counties of James-City and New-Kent, to sell a Plantation and two hundred Acres of Land, in the said Parish, and to buy Communion Plate and Ornaments for the lower Church in that Parish, with the Purchase Money.*
22. *For clearing Mattaponi River.*
23. *For erecting a Town on Occoquan River, in the County of Fairfax.*
24. *To dock the Intail of certain Lands whereof Gerard Alexander is seised, and for settling other Lands and Slaves of greater Value to the same Uses.*
25. *For docking the Intail of certain Lands in the County of Middlesex, and vesting the same in Robert Chew, in Fee-Simple, and for settling other Lands and Slaves of greater Value to the same Uses.*

26. *To enable John Armistead, Gent. to sell and dispose of certain intailed Lands to raise Money for the Performance of his Father's Will.*

27. *For docking the Intail of a Tract of Land in the Parish of Abingdon, in the County of Gloucester, whereof Lawrence Smith, Gent. is seised, and settling other Lands and Slaves of greater Value to the same Uses.*

28. *For establishing an Agreement made between Philip Johnfon, and William Armistead, Gentlemen.*

And likewise to the following Resolves;

Resolved, That the Sum of 300*£.* *per Annum*, be allowed to *William Hunter*, Printer, from the End of this present Session, to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations, and other Acts of Government, and all other public Services.

Resolved, That *James Skelton*, be allowed the further Sum of 500*£.* for rebuilding the Capitol, but that 200*£.* Part thereof, be not paid until the said Rebuilding be completed.

88 And then his Honour was pleased to make the following Speech.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes.

THE Season of the Year being far advanced, and the Business of the Assembly concluded, it is necessary to put an End to this Session.

That Zeal for his Majesty's Service, that disinterested Love of your Country, for which you have been distinguished upon former Occasions, has now in some Particulars, not been sufficiently attended to. The Friendship of the *Indians* is a national Concern. The Interest of *Great-Britain*, the Welfare of all his Majesty's Colonies on this Continent, and your own Peace and Safety are engaged upon the Event of the present Measures.

Gentlemen of the House of Burgeffes.

His Majesty's Royal Command for a mutual Supply recommended to you at the beginning of this Session, to preserve the Friendship of the *Indians*, to consult the real Prosperity of your Country, and at the same Time to maintain the just Rights of the Crown, should have been the fix'd Object of your Attention; but to disregard the Designs of the French, to despise the Friendship of the *Indians*, and to dispute the Rights of the Crown in the Disposal of their own Lands, may be of bad Consequence.

Next to the Service of my Royal Master, my greatest Ambition will be to make this Dominion flourish and the People happy; such will be my Endeavors, and such is the whole Tenor of my Conduct.

Let me therefore, Gentlemen, recommend to you, and desire of you, during your Receipts in the different Counties, to cultivate Piety and Morality, by which you will promote the true Happiness of the People, encourage Industry, to preserve good Order and Regularity among them, that they may be truly sensible of the inestimable Blessings of his Majesty's Reign. I have thought fit to prorogue this Assembly to the last *Thursday* in *April* next, and you are accordingly prorogued.

E R R A T A.

Page 43, in the Address, *for* being well assured, *read*, are well assured. *For*, your Honour's Name is made Use of. We conceive, *read*, your Honour's Name is made Use of, we conceive.

THE
JOURNAL
OF THE
HOUSE
OF
BURGESSES.
MDCCLIV.

Being the Third SESSION of this present
GENERAL ASSEMBLY.



WILLIAMSBURG:
Printed by WILLIAM HUNTER. 1754.

THE
JOURNAL
OF THE
HOUSE OF BURGESSES.

THURSDAY, FEBRUARY 14th, 1754.

A MESSAGE from the Governor was delivered by M^r Walthoe.
M^r Speaker, and Gentlemen of the House of Burgeffes,
The Governor commands your immediate Attendance in the Council-Chamber.

Accordingly M^r Speaker with the Houfe went up to attend the Governor.

And being returned, he reported, That the Houfe had attended the Governor in the Council-Chamber, and that he was pleased to make a Speech to the Council and this Houfe, of which he had, to prevent Miftakes, obtained a Copy, which he read to the Houfe, and afterwards delivered in at the Table, where it was again read, and is follows,

Gentlemen of the Council, M^r Speaker, and Gentlemen of the House of Burgeffes.

NOTHING lefs than a very important Concern, could have induced me to call you together again, after fo fhort a Recefs; but the Dignity of the Crown of *Great-Britain*, the Welfare of all the Colonies on this Continent, and more efpecially of this Dominion, engage me to have your Advice and Affiftance, in an Affair of the greateft Confequence.

2 Major *Washington*, who was fent by me to the Commandant of the *French* Forces on the River *Ohio*, being returned, informs me he found that Officer at a Fort they had erected on a Creek running into the *Ohio*, and that they were then preparing all Neceffaries for building another Fort on that River; that they had two Hundred and Twenty Canoes made, and many more rough hewed to be made, in order to tranfport, early this Spring, a great Number of regular Forces, not lefs than Fifteen Hundred Men, with their Indians in Friendfhip with them, down the River *Ohio*, in order to build many more Fortreffes on it; and that they propofed *Loggs-Town* to be the chief Place of their Rendezvous.

Major *Washington* further reports, That he asked why they had feized the Goods of our Traders, and fent their Perfons Prifoners to *Canada*; to which the Commandant answered, 'That his Orders from their General, the Governor of *Canada*, were, *Not to permit any Englifh Subjects to trade on the Waters of the Ohio, but to feize their Goods and fend them Prifoners to Quebec.*' He alfo asked the Reason of taking M^r *Frazier's* Houfe from him, which he had built and lived in upwards of twelve Years? He faid, 'That Man was lucky that he had made his Efcape, or he would have fent him Prifoner to *Canada.*'

Thefe Tranfactions are entirely inconfiftent with the Treaties fubfifting between the two Crowns, and contrary to my Inftuctions from his Majefty, whereby I am directed to prevent any foreign Power, fettling or building any Fortreffes on his Majefty's Lands.

Add

Add to the aforementioned unjustifiable Infults of the *French*, the Cruel and barbarous Murder, in cool Blood, of a whole Family in this Dominion, Man, Wife, and five Children, no longer ago than laſt Month; and very lately a poor Man on the South Branch of *Patowmack*, robbed of his Son. Theſe Depredations were ſaid to be done by the *French* Indians, but if I be rightly informed, ſome of the *French* Subjects always go with the Indians, on theſe Incurſions, and are both privy to, and Inſtigators of, their Robberies and Murders.

How compaſſionate muſt then be the diſtreſſful Situation of that poor unhappy Family! ſurrounded by a Crowd of Miſcreants, dreadfully ruſhing on to perpetrate the moſt ſavage Barbarities, inexorable to the Parent's Intreaties, inſenſible to the Cries of the tender Infant, baſely determined to deſtroy, without Provocation, thoſe who could not reſiſt their Violence.

Think you ſee the Infant torn from the unavailing Struggles of the diſtracted Mother, the Daughters raviſhed before the Eyes of their wretched Parents; and then, with Cruelty and Infult, butchered and ſcalped. Suppoſe the horrid Scene compleated, and the whole Family, Man, Wife, and Children (as they were) murdered and ſcalped by theſe relentless Savages, and then torn in Pieces, and in Part devoured by wild Beaſts, for whom they were left a Prey by their more brutal Enemies.

But how muſt your Indignation riſe when you extend your view to the Abettors of theſe Villanies! Such are the People whoſe Neighborhood you muſt now prevent, or with the moſt probable Expectation think to ſee, in the Boſom of your Country, theſe Evils, that you as yet have only the melancholy Tidings of from your Frontiers.

Conſider the bloody Villains, thieviſhly lurking about a Man's Plantation, and where they dare not attack like Men, baſely, like Vermin, ſtealing and carrying away the help-leſs Infant, that happened to wander, tho' but a little Diſtance, from his Father's Threſhold.

I aſſure you, Gentlemen, theſe Infults on our Sovereign's Protection, and Barbarities on our Fellow Subjects, make deep Impreſſions on my Heart; and I doubt not, as you muſt hear them with Horror and Reſentment, but you will enable me, by a full and ſufficient Supply, to exert the moſt Vigorous Efforts, to ſecure the Rights and aſſert the Honour and Dignity of our Sovereign; to drive away theſe cruel and treacherous Invaders of your Properties, and Deſtroyers of your Families, and thereby to gratify my warmeſt wiſhes in eſtabliſhing the Security and Proſperity of *Virginia*, on the moſt ſolid and permanent Foundations.

Gentlemen of the Houſe of Burgeſſes,

I muſt earneſtly recommend to you His Majeſty's Commands, for a proper Supply, the immediate Neceſſity whereof, at this Time, I deſire you will ſeriously conſider, and by a ready and effectual Compliance, recommend yourſelves and the Country to His Royal Favour.

This is your Part, Gentlemen.—What I could, before your Meeting, I have done, for the Public; and by the Advice of the Council I have array'd ſome Part of the Militia, which I have order'd up to the *Ohio* with all poſſible Expedition, to build a Fort there, at the Forks of *Monongahela*. And as His Majeſty's gracious Preſent of Thirty Pieces of Cannon, Eighty Barrels of Powder, and other Ordnance Stores ſuitable, are arriv'd, I have ſent Ten of the Cannon, and a Proportion of Ammunition to *Alexandria*, to be from thence tranſported as ſoon as poſſible to the *Ohio*.

I have wrote to the Neighbouring Colonies for their Aid and Aſſiſtance, which I have good Reaſon to expect; but I muſt obſerve to you, that their Eyes are fix'd on your Proceedings, and I hope you will engage them, by a laudable Example, to contribute ſufficiently for the common Cauſe.

The late Occaſion having ſuggeſted to me ſome Defect in the *Act for making Proviſion againſt Invaſions and Inſurrections*, I think proper to obſerve to you, that the Pay is very unequally proportioned, being too high for the Soldier, and too low for the Officer; and there is no Proviſion made for a Doctor, a Commiſſary of Stores, and ſeveral other

Requiſites.—

Requifites.—I think it would be better to pay the Militia in Money than Tobacco, by which there may be a Saving to the Country, and the Men better fatisfied.

Gentlemen of the Council, and Gentlemen of the House of Burgeffes,

I look upon the Safety and welfare of *Virginia* to depend on your Councils and Determinations, at this critical Juncture, which therefore ought to be uninterrupted by any Avocations from Prejudice, or unseasonable Divisions, at all Times the Bane of public Consultations, but which, at present, would be particularly fatal; and I doubt not, when you seriously consider the Importance of what is laid before you, you will find Duty, Honour, and your own Preservation, all united, to engage you to exert your Efforts equal to the Occasion.

The Season for entering upon Action being so near at Hand, your Session can be but short, and I desire to conclude with an earnest Exhortation to Concord and Expedition, lest if we be divided, or flow in Deliberation, our Enemies may seize the Time we lose, and render any future Efforts ineffectual.

And in all Measures for his Majesty's Service, and the Good of this Colony, you will have my ready and zealous Concurrence.

Resolved, That an humble Address be presented to the Governor, to return him our Thanks for his Speech to the Council and this House, to express our Repentment at the unjustifiable Proceedings and Encroachments of the *French*, and *French* Indians, and our Abhorrence of their barbarous Cruelties and Depredations, and to assure his Honour, that we will take the Affairs recommended to us under our serious Consideration, and act agreeable to the Duty we owe our King and Country.

Ordered, That a Committee be appointed to draw up an Address to the Governor, pursuant to the said Resolution, and it is referred to Mr *Waller*, Mr *Fry*, Mr *Lomax*, and Mr *Pendleton*, to prepare and bring in the same.

Ordered, That Mr *John Willis*, a Member of this House, in the Custody of the Sergeant at Arms attending this House, for neglecting to attend his Service the last Session, be discharged out of Custody, paying Fees.

Resolved, That this House will resolve itself into a Committee of the whole House, to take under their Consideration the Governor's Speech, To-morrow.

Ordered, That the Reverend Mr *William Stith* be continued Chaplain to this House, that he attend every Morning to read Prayers at 9 o'Clock, and that he be desired to preach in this House every *Sunday* during this Session.

Ordered, That *William Francis*, *Robert Wager*, *Thomas Broadrib*, *Andrew Lindefay*, and *James Lavie*, be continued in their respective Offices of Door-Keepers to this House, and that they give their Attendance accordingly.

Two Claims of *George Peay* for taking up two Runaways therein mentioned.

Also a Claim of *Henry Lightfoot* for the same Service, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

Ordered, That all such public Claims and Propositions, as shall be certified to this Session of Assembly, be referred to the Consideration of the next Session of Assembly.

And then the House adjourned till To-morrow Morning Ten o'Clock.

FRIDAY, FEBRUARY 15th, 1754.

A MEMBER returned upon a new Writ having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

Mr *Waller* reported, that the Committee appointed, had, according to Order, prepared an Address to the Governor, which he read in his Place, and afterwards delivered
in

in at the Table, where the same was again twice read, and agreed to with an Amendment, and is follows,

SIR,

We his Majesty's dutiful and loyal Subjects the Burgeffes of this his most ancient Colony and Dominion of *Virginia*, now met in General Affembly, humbly beg Leave to return your Honour our Thanks for your Speech to the Council and this House.

With Hearts full of Zeal for his Majesty's Service, and the Interest of this Country, and fired with Repentment and Indignation at the unjustifiable Proceedings and Encroachments of the *French*, and *French* Indians; we do, in the strongest Terms, express⁵ out utmost Abhorrence of their late barbarous Cruelities and Depredations, committed on the Frontiers, and his Majesty's Subjects inhabiting there.

We are truly sensible of the great Importance of the several Matters recommended to us by your Honour, and we do assure you, that we will take the same into our serious Consideration, and Act therein agreeable to the Duty we owe to our King and Country.

Ordered, That the said Address be fairly transcribed, and presented by the whole House.

Ordered, That the Committee who prepared the same, wait on the Governor to know his Pleasure when this House shall attend his Honour to present it.

A Message from the Governor by Mr *Walthoe*.

Mr Speaker,

I am commanded by the Governor to deliver to this House, Major George Washington's Journal to the River Ohio, and also a Letter from the Commandant of the French Forces on that River to his Honour.

Ordered, That the said Papers do lie on the Table.

A Claims [*sic*] of *Marquis Calmes*, junior, for taking up a Runaway therein mentioned.

Also a Claim of *Daniel Tucker* for the same Service.

Also a Claim of *William Forster* for the same Service.

Also a Claim of *Elizabeth Maccade* for the same Service.

Also a Claim of *William Swift*, for the same Service, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Affembly.

Ordered, That an Address be made to the Governor, to order Writs to issue for the electing of Burgeffes to serve in this present General Affembly, for the Counties of *Suffex* and *Prince-Edward*, and for the County of *Effex*, in the Room of Mr *Thomas Waring*, deceased.

And also for the County of *Norfolk*, in the Room of Mr *Samuel Boush*, who, since his Election hath accepted of the Office of Clerk of the Court of the said County, and that Mr *Waller* do wait on him with the said Addresses.

Ordered, That an Address be made to the Governor to order a new writ to issue, for the electing a Burgeffs to serve in this present General Affembly for the County of *Surry*, in the Room of Mr *Augustine Claiborne*, who, since his Election, hath accepted of the Office of Clerk of the Court of the County of *Suffex*; and also for the County of *Louisa* in the Room of Mr *Thomas Walker*, who, since his Election, hath accepted of the Office of an Assistant-Surveyor, and that Mr *Venable* do wait on him with the said Addresses.

Ordered, That the Clerk of this House be directed to bring before this House, the Earl of *Holdernefs's* Letter, which was laid before this House by the Direction of his Honour the Governor the last Session.

The Order of the Day being read, for the House to resolve itself into a Committee to take under their Consideration the Governor's Speech.

Ordered, That the Earl of *Holdernefs's* Letter, and Major *Washington's* Journal to the River *Ohio*, and the Letter from the Commandant of the *French* Troops on that River⁶ to his Honour the Governor, be referred to the Consideration of the said Committee.

And

And then the House resolved itself into a Committee to take under their Consideration the Governor's Speech, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had under Consideration the Governor's Speech, and had come to a Resolution thereupon, which they had directed him to report to the House, which he read in his Place, and then delivered in at the Table, where the same was again read, and agreed to by the House, as follows,

Resolved, That an humble Address be made to the Governor, to direct the proper Officer to lay before this House, an Account of the two Shillings *per* Hoghead, laid upon Tobacco; one Shilling and three Pence *per* Ton, and Six Pence *per* Poll on Persons imported into this Colony, except Mariners.

Ordered, That Mr *Carter* do wait on his Honour the Governor with the said Address.

Mr *Carter* also reported, that the Committee not having Time to go thro' the Governor's Speech, had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee to take under their further Consideration the Governor's Speech, To-morrow.

And then the House adjourned till To-morrow Morning at Ten o'Clock.

SATURDAY, FEBRUARY 16th, 1754.

MR *Charles Carter* reported, that he had, according to Order, waited on the Governor, with the Address of this House, to desire that he would direct the proper Officer, to lay before this House, an Account of the Two Shillings *per* Hoghead laid upon Tobacco; one Shilling and Three Pence *per* Ton, and Six Pence *per* Poll, on Persons imported into this Country, except Mariners, and that he was pleased to say, the said Accounts should be made out as soon as possible.

Mr *Waller* reported, that the Committee appointed had, according to Order, waited on the Governor to know his Pleasure when the House should attend him with their Addresses, and that he was pleased to appoint next *Monday*, and to say that he would signify, by a Message to the House, when he was ready to receive it.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing a Burgess to serve in this present General Assembly for the County of *Lancaster*, in the Room of Mr *Joseph Chinn*, who since his Election hath accepted of the Office of Coroner of the said County, and that Mr *Carter* do wait on him with the said Address.

A Claim of *William Hudson*, for taking up a Runaway therein mentioned.

Also a Note of the Inspectors of the public Warehouse at *Kennon's* for one Hoghead, of Tobacco belonging to *John West*, which was burnt in the said Warehouse, and not mentioned in the Memorial of the said Inspectors, were severally presented to the House and received.

7 *Ordered*, That the said Claims be referred to the Consideration of the next Session of Assembly.

A Message from the Governor, by Mr *Walthoe*.

Mr Speaker,

I am commanded by the Governor to acquaint this House, that the Receiver-General being out of Town, his Honour has ordered me to lay before them, a State of the Revenue of two Shillings per Hoghead, one Shilling and Three Pence per Ton, and Six-Pence per Poll, on Persons imported into this Country, except Mariners.

Ordered, That the said Account do lie on the Table.

The Order of the Day being read, for the House to resolve itself into a Committee, to take under their further Consideration the Governor's Speech.

Ordered, That the said Account of the Revenue of two Shillings *per* Hoghead, one Shilling and Three Pence *per* Ton, and Six Pence *per* Poll, on Persons imported into this Colony, except Mariners, be referred to the Consideration of the said Committee.

And

And then the House resolved itself into a Committee upon the said Speech, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Carter reported, that the Committee had had under their further Consideration the Governor's Speech, but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee to take under their further Consideration the Governor's Speech on *Monday* next.

Ordered, That Mr Waller, have Leave to be absent from the Service of this House 'till *Tuesday* next.

And then the House adjourned till *Monday* Morning at Ten o'Clock.

MONDAY, FEBRUARY 18th, 1754.

Ordered,

THAT Mr Drury Stith, Mr Robert Jones, and Mr John Madifon, Members of this House, in the Custody of the Serjeant at Arms attending this House, for neglecting to attend their Service the last Session, be discharged out of Custody, paying Fees.

A Message from the Governor by Mr Walthoe.

Mr Speaker,

I am commanded by the Governor to acquaint this House that his Honour is now ready to receive their Addrefs in the Council-Chamber.

Mr Speaker with the House went up, and being returned, reported, That he with the House had attended the Governor in the Council-Chamber, and presented the Addrefs of this House to him, to which he was pleased to answer,

Mr Speaker, and Gentlemen of the House of Burgeffes,

I RETURN you my sincere Thanks for your kind Addrefs. It gives me singular Pleasure to find you so warmly expressing your Zeal for his Majesty's Service, and Interest of our Country; from whence I draw an happy Presage, that you will take the most vigorous Measures, to prevent the Progress of our Enemies in their unjustifiable Proceedings and Encroachments; and secure his Majesty's People, your Fellow-Subjects, from a Repetition of those barbarous Cruelties, that so justly fire your Indignation and Resentment.

At the same Time Gentlemen, that you appear actuated with the highest Regard for your Duty to your King and Country, you will become an animating Example to the neighbouring Colonies, to exert themselves in the common Cause.

And in every Measure conducive to this Good, the House of Burgeffes will always find my ready and affectionate Concurrence.

The Order of the Day being read for the House to resolve itself into a Committee to take under their further Consideration the Governor's Speech.

The House accordingly resolved itself into the said Committee, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, that the Committee had gone through the Governor's Speech, and had come to a Resolution thereupon, which they had directed him to report to the House, which he read in his Place, and afterwards delivered in at the Table, and is as follows,

Resolved, That it is the Opinion of this Committee, That an humble Addrefs be prepared in Order to be presented to his Majesty, to shew our Readiness to obey him on all Occasions, and to lay before him a true State of our Frontiers, and the best Method of protecting them.

Ordered, That the Consideration of the said Report be put off till To-morrow.

And then the House adjourned till To-morrow at Ten o'Clock.

TUESDAY,

TUESDAY, FEBRUARY 19th, 1754.

A MESSAGE from the Council by M^r *Walthoe*.

That they have passed a Bill, intituled, *An Act for the Regulation of the Militia*, to which they desire the Concurrence of this House.

The same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *For the Encouragement and Protection of the Settlers upon the Waters of the Mississippi*; and it is referred to M^r *Carter*, M^r *Jones*, M^r *Waller*, M^r *Randolph*, M^r *Carter Burwell*, M^r *Pendleton*, M^r *Turner*, M^r *Power*, M^r *Fry*, M^r *Martin*, and M^r *Lomax*, to prepare and bring in the same.

A Claim of *Japheth Whayne junior*, for taking up a Runaway therein mentioned.

Also two Claims of *Francis Baber* for the same Services, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

9 Upon a Motion made.

An engrossed Bill from the Council, intituled, *An Act for the Regulation of the Militia*, was read the second Time, and ordered to be committed to a Committee of the whole House.

The House immediately resolved itself into a Committee upon the said Bill, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

Ordered, That the Consideration of the Report from the Committee of the whole House, which was Yesterday referred to the Consideration of this Day, be put off till To-morrow.

And then the House adjourned till To-morrow Morning at Ten o'Clock.

WEDNESDAY, FEBRUARY 20th, 1754.

A CLAIM of *Miles Raley*, for taking up a Runaway therein mentioned, was presented to the House and received.

Ordered, That the said Claim be referred to the Consideration of the next Session of Assembly.

M^r *Carter* presented to the House, according to Order, a Bill *For the Encouragement and Protection of the Settlers upon the Waters of the Mississippi*, and the same was read the first Time, and ordered to be read a second Time.

A Petition of *Thomas Penman* Keeper of the public Goal, setting forth, That this House did, at the last Session of Assembly, alter the Method of the Payment of the Petitioner's Salary, and encreased his Allowance for maintaining the Prisoners, which will expire at the End of this present Session, and praying that this House will be pleased to continue such Allowance, was presented to the House and read.

Resolved, That the Additional Sum of 15£. be paid to the said *Thomas Penman* every Year, over and above his usual Salary of 25£.

Resolved, That Ten Pounds of Tobacco *per* Day be allowed to the said *Thomas Penman*, for every Criminal committed to the said Goal, during such Criminal's Imprisonment, from this Time to the End of the next Session of Assembly.

Upon a Motion made,

A Bill *For the Encouragement and Protection of the Settlers upon the Waters of the Mississippi*; was read a second time, and committed to M^r *Carter*, M^r *Waller*, M^r *Jones*, M^r *Bland*,

Bland, M^r Robert Burwell, M^r Randolph, M^r Harrison, M^r Power, M^r Pendleton, M^r Martin, M^r Carter Burwell, and M^r Johnson.

The House proceeded to the Consideration of the Report from the Committee of the whole House, made on *Monday* last, which was referred to be considered this Day, and the same was read and agreed to.

Ordered, That a Committee be appointed to draw up an Address to his Majesty, pursuant to the said Resolution, and it is referred to M^r Carter, M^r Waller, M^r Jones, M^r 10 *Bland, M^r Robert Burwell, M^r Randolph, M^r Harrison, M^r Power, M^r Pendleton, M^r Martin, M^r Carter Burwell, M^r Johnson, M^r Byrd, M^r Christopher Robinson, M^r Page, M^r Fairfax, M^r William Digges, M^r Dudley Digges, M^r Lomax, and M^r Chiswell, to prepare and bring in the same.*

Ordered, That the Committee of the whole House be discharged from proceeding any farther on the ingrossed Bill from the Council, intituled, *An Act for the Regulation of the Militia.*

Upon a Motion made.

Ordered, That Leave be given to bring in a Bill *To amend the Act, intituled, An Act for the better Regulation of the Militia*, and that M^r Pendleton, M^r Johnson, and M^r Fry do prepare and bring in the same.

And then the House adjourned till To-morrow Morning at Ten o'Clock.

THURSDAY, FEBRUARY 21st, 1754.

TWO Claims of *Larkin Chew* for taking up two Runaways therein mentioned, were presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

M^r Pendleton presented to the House, according to Order, a Bill *For amending the Act, intituled, An Act for the better Regulation of the Militia*, and the same was read the first Time, and ordered to be read a second Time.

A Petition of *Mary Jones* setting forth, That *Harry* a Slave belonging to the Petitioner, some Time in *December* 1752, with a Knife stabbed and wounded the Petitioner his Mistress, in several Places, for which Offence the said Slave was, by a Court of *Oyer and Terminer*, adjudged to be whipped, and to have both his Ears cut off, which Punishment being inflicted on the said Slave, on a very cold Day, he presently after, on the same Day died on his Return home, and praying an Allowance for him, was presented to the House and read, and the Question being put that the said Petition be received.

Resolved in the Negative.

M^r Carter, from the Committee to whom the Bill *For the Encouragement and Protection of the Settlers upon the Waters of the Mississippi*, was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

Upon a Motion made.

Resolved, That the Treasurer be directed to pay out of the public Monies in his Hands, the Sum of Fifty Pounds, to Major *George Washington*, to testify our Approbation of his Proceedings on his Journey to the *Ohio*.

Ordered, That the said Resolve be ingrossed, and that M^r Randolph do carry it to the Council for their Concurrence.

A Petition of *William Hunter*, setting forth, That his Salary as Printer will expire at the End of this present Session, and praying that the same may be continued to him, was presented to the House and read.

Resolved,

- 11 *Resolved*, That the Sum of 300 £. *per Annum*, be allowed to *William Hunter*, Printer, from the End of this present Session, to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations, and other Acts of Government, and all other public Services.

Ordered, That the said Refolve be ingrossed, and that Mr *Waller* do carry it to the Council for their Concurrence.

Upon a Motion made.

The Bill *For amending the Act, intituled, An Act for the better Regulation of the Militia* was read a second Time, and committed to Mr *Fry*, Mr *Bolling*, and Mr *Pendleton*.

Mr *Fry*, from the Committee to whom the Bill *For amending the Act, intituled, An Act for the better Regulation of the Militia* was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read and agreed to by the House, with an Amendment.

Ordered, That the Bill with the Amendments be ingrossed.

And then the House adjourned till To-morrow Morning at Ten o'Clock.

FRIDAY, FEBRUARY 22d, 1754.

A N Ingrossed Bill, intituled, *An Act for amending an Act, intituled, An Act for the better Regulation of the Militia*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Pendleton* do carry the said Bill to the Council for their Concurrence.

A Message from the Council by Mr *Walthoe*.

That they have agreed to the Refolve for allowing *William Hunter*, Printer, 300 £. *per Annum*, from the End of this present Session, to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations, and other Acts of Government, and all other public Services.

An ingrossed Bill, intituled, *An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Carter* do carry the said Bill to the Council for their Concurrence.

A Message from the Council, by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for amending the Act, intituled, An Act for the better Regulation of the Militia*, without any Amendment.

A Message from the Council by Mr *Walthoe*.

That they have agreed to the Refolve for paying the Sum of Fifty Pounds to Major *George Washington*.

- 12 *Resolved*, That the several Sums following be paid to the several Officers of the General Assembly, respectively.

To Mr <i>John Randolph</i> , Clerk of the House of Burgeffes, ...	£.60
To Mr <i>Walthoe</i> Clerk of the General Assembly, ...	30
To the Reverend Mr <i>Stith</i> , Chaplain, ...	15
To Mr <i>Eppes</i> Serjeant at Arms, ...	20
To the Door-Keeper of the Council, ...	5
To <i>William Francis</i> , }	5
To <i>Robert Wager</i> , }	5
To <i>Andrew Lindefay</i> , } Door-Keepers to the House.	5
To <i>Thomas Broadrib</i> , }	5
To <i>James Lavie</i> , }	5

Ordered,

Ordered, That M^r Waller do carry the said Refolve to the Council for their Concurrence.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *For paying the Burgeffes Wages in Money for this present Sessjon of Assembly*, and it is refered to M^r Randolph, M^r Carter, and M^r Waller; to prepare and bring in the same.

A Message from the Council by M^r Walthoe.

That they have agreed to the Bill, intituled, *An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississipp*.

A Message from the Governor by M^r Walthoe.

M^r Speaker,

I am commanded by the Governor to lay before your House, a Copy of a Letter from the Lords of Trade, recommending a general Interview of the neighbouring Governments, with the Six Nations.

Which being read.

Ordered, That the same do lie on the Table.

Ordered, That a Committee be appointed to examine the inrolled Bills, of the following Persons, viz. M^r Bland, M^r Pendleton, M^r Martin, and M^r Page.

M^r Randolph, according to Order, presented to the House, a Bill *For paying the Burgeffes Wages in Money for this present Sessjon of Assembly*, and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made.

A Bill *For paying the Burgeffes Wages in Money for this present Sessjon of Assembly*, was read the second Time.

Ordered, That the said Bill be ingrossed.

An ingrossed Bill, intituled, *An Act for paying the Burgeffes Wages in Money for this present Sessjon of Assembly*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Randolph do carry the said Bill to the Council for their Concurrence.

A Message from the Council by M^r Walthoe.

That they have agreed to the Refolve for paying the several Officers of the General Assembly, the respective Sums of Money therein mentioned.

A Message from the Council, by M^r Walthoe.

That they have agreed to the Bill, intituled, *An Act for paying the Burgeffes Wages in Money for this present Sessjon of Assembly*, without any Amendment.

And then the House adjourned till To-morrow Morning at Ten o'Clock.

SATURDAY, FEBRUARY 23d, 1754.

13

M^r R. Carter reported, That the Committee appointed, had according to Order, prepared an Address to be presented to his Majesty, to shew our Readiness to obey him on all Occasions, and to lay before him a true State of our Frontiers, and the best Method of protecting them, which he read in his Place, and then delivered in at the Table, where the same was again read.

Ordered, That the said Address do lie on the Table.

M^r Martin reported, That the Committee appointed had, according to Order, examined the inrolled Bills, and rectified such Mistakes as were found therein, and that they were truly inrolled.

Ordered, That M^r Martin do carry the inrolled Bills to the Council for their Inspection.

A Claim of Seymour Powell, junior, for taking up a Runaway therein mentioned.

Also a Claim of John Briggs, for the same Service, were severally presented to the House and received.

Ordered,

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

A Message from the Council, by Mr *Walthoe*.

That they have inspected the enrolled Bills and are satisfied they are truly enrolled.

The House proceeded to the Consideration of the Address to his Majesty, which was ordered to lie on the Table, and the same was agreed to.

Ordered, That the said Address be enrolled and signed by the Speaker, and transmitted to our Agent in *Great-Britain*, to be presented to his Majesty.

A Message from the Governor by Mr *Walthoe*.

Mr Speaker,

The Governor commands the immediate Attendance of this House in the Council Chamber, and that you bring with you such Bills as are ready for his Assent.

Mr Speaker with the House went up accordingly, and the Governor was pleased to give his Assent to the following Bills,

1. *An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi,*

2. *An Act for amending the Act, intituled, An Act for the better Regulation of the Militia.*

3. *An Act for paying the Burgeesses Wages in Money for this present Session of Assembly.*

And likewise to the following Resolves,

Resolved, That the Sum of 300 £. *per Annum*, be allowed to *William Hunter*, Printer, from the End of this present Session, to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations, and other Acts of Government, and all other public Services.

¹⁴ *Resolved*, That the Treasurer be directed to pay out of the public Monies in his hands, the Sum of Fifty Pounds, to Major *George Washington*, to testify our Approbation of his Proceedings on his Journey to the *Ohio*.

Resolved, That the several Sums following be paid to the several Officers of the General Assembly, respectively.

To Mr <i>John Randolph</i> , Clerk of the House of Burgeesses, ...	£. 60
To Mr <i>Walthoe</i> Clerk of the General Assembly, ...	30
To the Reverend Mr <i>Stith</i> , Chaplain, ...	15
To Mr <i>Eppes</i> Serjeant at Arms, ...	20
To the Door-Keeper of the Council, ...	5
To <i>William Francis</i> , }	5
To <i>Robert Wager</i> , }	5
To <i>Andrew Lindefay</i> , } Door-Keepers to the House	5
To <i>Thomas Broadrib</i> , }	5
To <i>James Lavie</i> , }	5

And then his Honour was pleased to make the following Speech,

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeesses.

THE Business of the Session being concluded, I shall detain you no longer than to thank you for the Supply you have granted, which I will endeavour to make effective of the good Purposes for which it is given.

I have thought fit to prorogue this Assembly to the third *Thursday* in *April* next, and you are accordingly prorogued to that Time.

THE
JOURNAL
OF THE
HOUSE
OF
BURGESSES.
MDCCLIV.

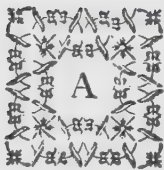
Being the Fourth SESSION of this present
GENERAL ASSEMBLY.



WILLIAMSBURG:
Printed by WILLIAM HUNTER. MDCCLIV.

THE
JOURNAL
OF THE
HOUSE OF BURGESSSES.

THURSDAY, AUGUST 22d, 1754.



MESSAGE from the Governor was delivered by M^r *Withers*,
M^r *Speaker*, and Gentlemen of the House of Burgeffes.

"The Governor commands your immediate Attendance in the Council-Chamber." Accordingly M^r Speaker, with the Houfe, went up to attend the Governor.

And being returned, he reported, That the Houfe had attended the Governor in the Council-Chamber, and that the Governor was pleased to make a Speech to the Council and this Houfe, of which he had, to prevent Miftakes obtained a Copy, which he read to the Houfe, and afterwards delivered in at the Table, where it was again read, and is as follows.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,



AM very fenfible the great Expençe the Country is at, in frequent Meeting of the Affembly, but I am perfuaded when you feriously confider the prefent dangerous Situation of our Affairs, you will agree with me, in the abfolute Neceffity of calling you together at this Time.

The ambitious Views of the *French*, for univerfal Monarchy, have been particularly obferved in *Europe* for many Years. They have for thefe laft Seven Years been oppreffing the *British* Subjects in the *East* and *West-Indies*. His Majefty's Colonies on this Continent have been greatly difturbed with their repeated Incroachments: They began with the *Northern* Settlements, and are now carrying their unjuft Defigns to the *Southern* Colonies of the *British* Subjects.

What more immediately affects us, is, that in open Contempt and Violation of the Treaties now fubfifting between the Crowns of *Great-Britain* and *France*; they have, unjuftly, invaded His Majefty's Lands on the River *Ohio*, and with an armed Force taken a Fort, that, by His Majefty's Orders, I had directed to be built on that River; after which, they have committed the moft violent hostile Aft, by attacking our Forces, which were fent, by His Majefty's Commands, to build fome Forts on His Lands near the River *Ohio*, and killed many of our People.

Thefe Affairs, I hope, you will feriously confider; and I fear, this is only a Prelude to their further Defigns of invading, and taking from us the Lands we are now, and have been fo long poffeffed of.

I could expatiate very largely on thefe Affairs, but my Heart burns with Refentment at their Infolence on the Dignity of the Crown, and difturbng the Quiet of this Dominion.

Gentlemen

Gentlemen of the House of Burgeffes,

I think there is no room for many Arguments to induce you to raise a considerable Supply, to enable me to defeat the Designs of these troublesome People, and Enemies to Mankind. I earnestly desire all Animosities may subside, that your Deliberations and Councils, at this perilous Time, be distinguished by Loyalty, Duty to the best of Kings, and true Patriotism for the Defence of your Country; which is now so much exposed to the Insults of a merciless Enemy.

The Expences to this Time, your Committee can inform you, and I believe the Money is wholly expended.

The conducting of the Expedition for the future, will require great Supplies, but surely the Necessity of our Affairs calls for it; and, no Doubt, it will be thought reasonable, to advance Part of what we are possessed of, to save the rest.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes.

Never was a Time which more strongly called for your Unanimity and Dispatch; and as every Individual becomes now concerned in your Consultations, that you will exert yourselves on this Emergency, by granting Supplies equal to the pressing Occasions.

I pray, God may direct your Councils for His Honor, and the Protection of your Country, by granting such Assistance at this Time, as to qualify me to repel the Force of the Enemy.

Gentlemen,

I have nothing in View, but the Prosperity, Happiness, and Safety of this Dominion; I therefore desire to assure you, that I will, with Cheerfulness, join in every Thing you may propose for these salutary Ends, consistent with my Instructions.

Ordered, That an humble Address be made to the Governor, to Thank his Honor for his Speech to the Council and this House, to express our Repentment at the Encroachment of the *French*, and to assure him that we will endeavor to grant such Supplies, as the Exigency of Affairs requires.

Ordered, That a Committee be appointed to draw up an Address to the Governor pursuant to the said Resolution, and it is referred to Mr *Bland*, Mr *Lomax*, Mr *Byrd*, and Mr *Martin*, to prepare and bring in the same.

Resolved, That this House will take the Governor's Speech into Consideration, Tomorrow.

Upon a Motion made,

Ordered, That all such Claims and Propositions as were referred from the last, to this Session of Assembly, and also all such Claims and Propositions as shall be certified to this Session of Assembly, be referred to the Consideration of the next Session of Assembly.

Ordered, That an Address be made to the Governor, to order a new Writ to issue, for the electing a Burgess to serve in this present General Assembly, for the City of *Williamsburg*, in the Room of *Armistead Burwell*, Gent. deceased; and also for the County of *Augusta*, in the Room of Mr *John Madison*, who, since his Election, hath accepted the Office of Coroner of the said County, and that Mr *Waller* do wait on him with the said Address.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing a Burgess to serve in this present General Assembly, for the County of *Suffex*, in the Room of Mr *John Edmonds*, who, since his Election, hath accepted of the Office of Surveyor of the said County; and also for the County of *Lunenburg*, in the Room of Mr *Clement Reade*, who, since his Election, hath accepted of the Office of Surveyor of the said County; and also for the two new Counties of *Hampshire* and *Bedford*; and that Mr *Pendleton* do wait on him with the said Address.

Ordered, That an Address be made to the Governor to order a new Writ to issue, for the electing a Burgess to serve in this present General Assembly, for the County of *Albemarle*, in the Room of Mr *Joshua Fry*, deceased, and that Mr *Howard* do wait on him with the said Address.

A Petition of *Vendal Brown*, setting forth, That the *French* had slaughtered all his Stocks of Cattle and Horses, and destroyed his Effects and Grain; and praying that this

House

Houfe would take the fame into their Confideration, was prefented to the Houfe, and read.

Ordered, That the faid Petition do lie on the Table.

Several Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, inftead of the Oaths of Allegiance and Supremacy, and taken and fubfcribed the Oath of Abjuration, and alfo fubfcribed the Teft, were admitted to their Places in the Houfe.

Upon a Motion made,

Ordered, That an humble Addrefs be made to the Governor, to defire that his Honor will be pleafed to order to be laid before this Houfe, Copies of fuch Orders as he has given, from Time to Time, to the refpective Officers; and fuch Letters as he has received from his Majefty's Governors on the Continent, and the feveral Officers in Relation to the Expedition, and that M^r *Carter* do wait on him with the faid Addrefs.

Upon a Motion made.

Ordered, That the Committee appointed by the Act of Affembly, intituled, *An Act for the Encouragement and Protection of the Settlers upon the Waters of the Miffiffippi*, do lay their Accounts before the Houfe.

4 The Houfe being informed that M^r *Ralph Justice* attended at the Door, in Cuftody of the Serjeant at Arms, it was thereupon,

Ordered, That he be difcharged out of Cuftody, paying Fees.

Ordered, That the Reverend M^r *William Stith* be continued Chaplain to this Houfe, and that he attend to read Prayers every Morning at Nine o'clock.

Ordered, That the feveral Door-Keepers of this Houfe be continued in their refpective Offices, and that they give their Attendance accordingly.

And then the Houfe adjourned till To-morrow Morning at Ten o'Clock.



FRIDAY, AUGUST 23d, 1754.

✱✱✱ CLAIM of *Sarah Cornick*, Widow, and Executrix of *Joel Cornick*, for a Runaway
✱ A ✱ therein mentioned, taken up by the faid *Joel* in his Lifetime.

Alfo two Claims of *Anthony Sydner*, for the fame Service.

Alfo a Claim of *John Flint*, for the fame Service.

Alfo a Claim of *Joseph Yeatman*, for the fame Service.

Alfo a Claim of *John Purcell*, for the fame Service.

Alfo a Claim of *Christopher Chinn*, for the fame Service.

Alfo a Claim of *John Hammond*, for the fame Service.

Alfo a Claim of *Robert Forrefter*, for the fame Service.

Alfo a Claim of *John Chapman*, for the fame Service.

Alfo a Claim of *John Holliday*, for the fame Service, were feverally prefented to the Houfe and received,

Ordered, That the faid Claims be referred to the Confideration of the next Seffion of Affembly.

M^r *Charles Carter* reported, that he had, according to Order, waited on his Honor the Governor with the Addrefs of this Houfe, to defire that his Honor would be pleafed to order to be laid before this Houfe, Copies of fuch Orders, as he has given, from Time to Time, to the refpective Officers; and alfo copies of fuch Letters as he has received from his Majefty's Governors on the Continent, and the feveral Officers, in Relation to the Expedition; to which he was pleafed to anfwer, That he would order Copies of the faid Letters and Orders to be laid before this Houfe, as foon as they could be got ready.

M^r *Bland* reported, That the Committee appointed had, according to order, prepared an Addrefs to the Governor, which he read in his Place, and afterwards delivered in at the Table, where the fame was again twice read, and agreed to, with an Amendment, and is as follows,

SIR,

SIR,

WE His Majesty's most dutiful and loyal Subjects the Burgeffes of *Virginia*, now met in General Affembly, return your Honor our Thanks for your Speech at the opening of this Seffion.

The Designs of the *French* to extend their Settlements acrofs this Continent, from the River Saint *Lawrence* to the *Missiffippi*, and to fecure the fame by Forts built at the most convenient Paffes: The Spirit with which they carry on thefe Designs, and their Endeavours at this Time, in Defiance of the most folemn Treaties, to bring them to Perfection, by invading this Colony, and repelling his Majesty's Subjects from thofe Lands, to which he has undoubted Title, muft create in us the higheft and most becoming Repentment, at the fame Time that they demand our most ferious and ftrict Attention.

And when we reflect on the fatal Tendency of thefe violent Depredations and Encroachments, that, if not timely prevented, they muft be the Source of the greateft Mifchiefs and Calamities, to all the *British* Dominions upon this Continent: We cannot at all doubt, but that the other Colonies will exert themselves in a mutual Affiftance, and unite with us in the Common Caufe. But whatever they may do, we are determined on our Parts, to withftand the impending Danger, and to purfue every Meafure, in our Power, to defeat thefe pernicious Attempts of our Enemies, that we may convince the World we have nothing more at Heart, than a zealous Difcharge of our Duty to the beft of Kings, and the fincereft Regard for the Safety and true Intereft of our Country.

Ordered, That the faid Addrefs be fairly tranfcribed, and prefented by the whole Houfe.

Ordered, That the Committee who prepared the fame, wait on the Governor to know his Pleafure, when they fhall attend his Honor to prefent it.

The order of the Day being read,

The Houfe refolved itfelf into a Committee to take under their Confideration the Governor's Speech, and after fome Time fpent therein, Mr Speaker refumed the Chair, and Mr *Charles Carter* reported, That the Committee had had under their Confideration the Governor's Speech, but not having Time to go thro' the fame, they had directed him to move for Leave to fit again.

Resolved, That this Houfe will again refolve itfelf into a Committee to take into their further Confideration the Governor's Speech, To-morrow.

A Petition of *Nathaniel Weft Dandridge*, Gent. was prefented to the Houfe and read, fetting forth, That he is feifed in Fee-Tail of, and in two Tracts of Land, lying in the County of *King-William*, containing 1743 Acres, and is feifed in Fee Simple of and in 410 Acres of Land adjoining to a large entailed Tract on which he lives, in the County of *Hanover*, and is alfo poffeffed of fundry valuable Slaves: That he conceives it will be greatly to the Advantage of his eldeft Son, as well as to enable him to make a better Provision for his younger Children, if he was allowed to fell the faid intailed Lands in the County of *King-William*, and fettle the faid Fee-Simple Lands in the County of *Hanover*, together with Slaves of greater Value in Lieu thereof, to the fame Ufes; and praying that a Bill may be brought in for that Purpofe.

Ordered, That a Bill be brought in purfuant to the Prayer of the faid Petition; and it is referred to Mr *Pendleton*, to prepare and bring in the fame.

Upon a Motion made,

Ordered, That an humble Addrefs be made to the Governor, to defire that his Honor will be pleafed to order to be laid before this Houfe, a Copy of the Capitulation entered into by Colonel *George Washington* with the *French* upon the late Engagement; and alfo fuch Inftuctions and Letters, as he may have received from his Majesty, in Relation to the *Ohio*, fince the Meeting of the laft Seffion of Affembly, and that Mr *Waller*, and Mr *Landon Carter* do wait on him with the faid Addrefs.

Mr

Mr Charles Carter moved for Leave to bring in a Bill to explain the Act, intituled, *An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, and the Question being put thereupon,

It passed in the Negative.

And then the House adjourned till To-morrow Morning Ten o'Clock.



SATURDAY, AUGUST 24th, 1754.

TWO Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

A Claim of *Joseph Wyatt*, for taking up a Runaway therein mentioned.

Also a Claim of *Richard Womack*, for the same Service.

Also a Claim of *John Love*, for the same Service.

Also a Claim of *Martin Picket*, for the same Service.

Also a Claim of *William Gordon*, for the same Service.

Also a Claim of *Robert Inge*, for the same Service, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

Mr Waller reported, that he had, according to Order, waited on the Governor with the Address of this House, to desire that his Honor would be pleased to order to be laid before this House, a Copy of the Capitulation entered into by Colonel *George Washington*, with the *French*, upon the late engagement; and such Letters or Instructions as he had received from his Majesty, in Relation to the *Ohio*, since the last Session of Assembly, and that his Honor was pleased to say, That he would order a Copy of the said Capitulation to be laid before the House, as soon as it could be got ready; and that he had not received any Instructions from his Majesty, or Letter from any public Officer, in Relation to the *Ohio*, since the last Session of Assembly.

A Message from the Governor was delivered by Mr *Walthoe*.

Mr Speaker,

"I am commanded by the Governor to lay before your House, Copies of such Letters and Orders as he has, from Time to Time, given to the respective Officers; together with such Letters as he has received from his Majesty's Governors on the Continent, and the Officers in Relation to the Expedition, with a joint Letter from some of the Officers recommending Mr *Peyronie*, for his late Behavior, to his Protection and Favor."

Ordered, That the said Papers do lie on the Table.

Mr Bland reported, That the Committee appointed had, according to Order, waited on the Governor, to know his Pleasure when the House should attend him with their Address, and that he was pleased to appoint *Monday* next, and to say that he would signify by a Message to the House, when he was ready to receive it.

Mr Pendleton, according to Order, presented to the House, a Bill, *To dock the Intail of certain Lands, whereof Nathaniel West Dandridge Gentleman, is seized, and for settling other Lands and Slaves, of greater Value, to the same Uses*; and the said Bill was read the first Time, and ordered to be read a second Time.

Ordered, That Leave be given to bring in a Bill, *To empower Thomas Danfie to receive Ferriages for transporting Passengers to and from the Causeway opposite to his Land, and for other Purposes therein mentioned*; and that Mr Charles Carter do prepare and bring in the same.

The Order of the Day being read for the House to resolve itself into a Committee, to take under their further Consideration the Governor's Speech.

Resolved, That this House will resolve itself into the said Committee, on *Monday* next.

Ordered,

Ordered, That an Address be made to the Governor to order a new Writ to issue, for the electing a Burgess to serve in this present General Assembly, for the County of *Westmoreland*, in the Room of M^r *Robert Vaulx*, deceased, and that M^r *Bushrode* do wait on him with the said Address.

A Petition of fundry Freeholders and House-keepers of the Parish of Saint *Andrew*, in the County of *Brunswick*, was presented to the House, and read, setting forth, That by an Act of Assembly made in the Twenty Fifth Year of his present Majesty's Reign, the Parish of St. *Andrew*, in the County aforesaid, was divided into two distinct Parishes, by the Names of Saint *Andrew* and *Meherrin*; that the Sheriff of the said County, was directed by the said Act to summon the Freeholders and House-keepers of the said Parishes of Saint *Andrew* and *Meherrin*, respectively; to elect and choose twelve of the most able and discreet Men of the said Parishes, respectively, to be Vestrymen thereof; That the said Sheriff, pursuant to the Directions of the said Act, did summon the Freeholders and House-keepers of the said Parish of St. *Andrew*, to meet at the Court-House of the said County, on the Day of *July*, 1754, and then and there caused Twelve Men to be elected and chosen as Vestrymen of the said Parish of Saint *Andrew*, tho' he did not take their Votes himself from the respective Voters, but got several Persons to procure the Voters to sign Lifts of the Persons they voted for, and bring such Lift to him the said Sheriff, who, (without calling over the Names of the Voters) returned the Vestrymen according to such Lifts, many of which were taken, and some of the Candidates Names erased and altered, without the Knowledge or Consent of several of the Voters; and praying that the said Vestry, so illegally elected and chosen, may be dissolved, and another Vestry elected in the said Parish.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.



MONDAY, AUGUST 26th, 1754.

8

A MEMBER returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

A Bill *To dock the Intail of certain Lands whereof Nathaniel West Dandridge, Gentleman, is seised, and settling other Lands and Slaves of greater Value, to the same Uses*; was read the second Time, and committed to M^r *Pendleton*, M^r *Landon Carter*, the Members of *King-William* and *Hanover*, and M^r *Power*.

M^r *Charles Carter* presented to the House, according to Order, A Bill *To impower Thomas Danfie to receive Ferriages for transporting Passengers to and from the Causeway opposite to his Lands; and for other Purposes therein mentioned*; and the same was read the first Time, and ordered to be read a second Time.

A Petition of *Thomas Penman* Keeper of the Public Goal, setting forth, That this House did, at the last Session but one of this Assembly, alter the Method of the Payment of the Petitioner's Salary by encreasing the Allowance for maintaining the Prisoners from that Session of Assembly to the last, when it was again continued, and praying that this House will be pleased to continue such Allowance, was presented to the House and read.

Resolved, That the additional Sum of 15£. be paid to the said *Thomas Penman*, every Year, over and above his usual Salary of 25£.

Resolved, That Ten Pounds of Tobacco *per* Day, be allowed the said *Thomas Penman*, for every Criminal committed to the said Goal, during such Criminal's Imprisonment, from this Time, to the End of the next Session of Assembly.

A Message from the Governor was delivered by M^r *Waltheo*.

M^r

Mr Speaker,

"I am commanded by the Governor to acquaint this House, that his Honor is now ready to receive their Address in the Council-Chamber."

Mr Speaker, with the House, went up, and being returned, reported, That he with the House had attended the Governor in the Council-Chamber, and presented the Address of this House to him, to which he was pleased to answer.

Mr Speaker, and Gentlemen of the House of Burgeses,

I THANK you for your Address.

I am very glad that you so properly judge of the fatal Consequences that may follow the violent Depredations and Encroachments of the French.

I have reason to expect a mutual Aid from our neighbouring Colonies; I have also earnestly wrote for, and intreated Assistance of Men, and a Supply of Ordnance Stores from Great-Britain, in which I have great Hopes of succeeding.

It gives me pleasure that you are determined to withstand the impending Danger, and pernicious Attempts of the French: If you cordially grant sufficient Supplies, I doubt not, with the Blessing of God on our just Endeavours, we shall be able to defeat the Designs of our Enemies.

Mr Speaker also reported that the Governor was pleased at the same Time to deliver to him some original Papers, which he desired might be laid before the House.

And the same were read.

The Order of the Day being read for the House to resolve itself into a Committee, to take under their further Consideration the Governor's Speech.

Ordered, That the several Papers, Letters, Orders, and Instructions, that have been laid before this House by Direction of his Honor the Governor, be referred to the said Committee.

And then the House resolved itself into a Committee to take under their further Consideration the Governor's Speech, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had under their further Consideration the Governor's Speech, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee to take into their further Consideration the Governor's Speech, To-morrow.

And then the House adjourned till To-morrow Ten o'Clock.



TUESDAY, AUGUST 27th, 1754.

CLAIM of *Richard Warren*, for taking up a Runaway therein mentioned.

A Also a Claim of *Abraham Whitworth*, for the same Service.

Also a Claim of *Henry Lacey*, for the same Service.

Also a Claim of *John Day*, for the same Service, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

A Bill *To empower Thomas Danfie to receive Ferriages for transporting Passengers to and from the Causeway opposite to his Lands; and for other Purposes therein mentioned*, was read a second Time, and committed to Mr *Power*, Mr *Adams*, and Mr *Waller*.

The Order of the Day being read,

The House resolved itself into a Committee, to take into their further Consideration the Governor's Speech; and, after some Time spent therein Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee has gone thro' the Governor's

nor's Speech, and had come to several Resolutions thereupon, which they had directed him to report to the House, which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the Consideration of the said Report be put off 'till To-morrow.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.



WEDNESDAY, AUGUST 28th, 1754.

10

THE House proceeded to the Consideration of the Report made Yesterday from the Committee of the whole House, which was referred to be considered this Day, and the same being read, was agreed to with some Amendments, and is as follows,

Resolved, That Twenty Thousand Pounds be raised for the Protection of his Majesty's Subjects in this Colony, against the Infracts and Encroachments of the *French*.

And then the House adjourned till To-morrow Morning Ten o'Clock.



THURSDAY, AUGUST 29th, 1754.

R. Pendleton reported, That the Committee to whom the Bill *To dock the Intail of certain Lands whereof Nathaniel West Dandridge, Gentleman, is seised, and for settling other Lands and Slaves of greater Value, to the same Uses*, was committed; had examined into the Allegations thereof, and found them to be true, and had made several Amendments thereto, which he read in his Place; and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

Mr Charles Carter, according to Order, laid before the House a Journal of the Proceedings of the Committee appointed by the Act *For the Encouragement and Protection of the Settlers upon the Waters of the Mississippi*.

Ordered, That the said Accounts do lie on the Table.

Upon a Motion made,

The House resolved itself into a Committee to consider of Ways and Means to raise Twenty Thousand Pounds, agreeable to Yesterday's Resolution; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, that the Committee had come to two Resolutions thereon, which they had directed him to report to the House; and he read the same in his Place, and afterwards delivered them in at the Table, where they were again twice read, and agreed to by the House, as follow.

Resolved, That the Sum of Twenty Thousand Pounds be raised for the Protection of his Majesty's Subjects in this Colony, against the Infracts and Encroachments of the *French*, be raised by a Poll-Tax.

Resolved, That two Shillings *per* Poll, be levied and accounted for, on the Tenth Day of *December* next; and that three Shillings, or Thirty Pounds of Tobacco, be levied and accounted for on the last Day of *July* next.

Ordered, That a Bill be brought in pursuant to the said Resolutions; and it is referred to Mr Charles Carter, Mr Randolph, Mr Attorney, Mr Bland, Mr Pendleton, Mr Riddick, Mr Waller, Mr Carter Burwell, Mr Power, Mr Martin, Mr Lomax, and Mr Landon Carter, to prepare and bring in the same. Mr Power reported, That the Committee to whom the Bill, *To empower Thomas Danlie to receive Ferriages for transporting Passengers to and from the Causeway opposite to his Land, and for other Purposes therein mentioned*; was committed, had examined into the Allegations thereof, and found them to be true, and that they had made several Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered,

Ordered, That the Bill with the Amendments be ingroffed.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *To prevent Mutiny and Desertion*; and it is referred to the Committee appointed to bring in a Bill pursuant to the Resolutions of the Committee this Day agreed to by the House, to prepare and bring in the said Bill.

And then the House adjourned 'till To-morrow Morning Ten o'Clock.



FRIDAY, AUGUST 30th, 1754.

CLAIM of *John Peyton*, Affignee of *John Gibson*, for taking up a Runaway therein mentioned.



Alfo a Claim of *Harrison Gammon*, for the same Service.

Alfo a Claim of *Cuthbert Hubberd*, for the same Service, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

A Petition of *Arthur Smith*, was presented to the House and read, setting forth, That the Petitioner, Proprietor of the Lots in the Town of *Smithfield*, whereon the public Warehouses were ordered to be built, had, at his own Expence, erected and compleatly finished a Warehouse, with Locks, Prizes, &c. Forty Four Feet square, which was soon afterwards burnt, with several Hogheads of Tobacco, to the Petitioner's Loss at least Sixty Pounds, and praying such Relief as this House should think reasonable.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

A Petition of *William Hunter*, Printer, setting forth, That his Salary as Printer to this House, will expire at the End of this Session of Assembly, and praying that the same may be continued to him, was presented to the House, and read.

Resolved, That the Sum of Three Hundred Pounds *per Annum*, be allowed to *William Hunter*, Printer, from the End of this present Session, to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations and other Acts of Government, and all other public Services.

Ordered, That the said Resolve be ingroffed, and that Mr Attorney do carry it to the Council for their Concurrence.

Ordered, That an Address be made to the Governor to order a new Writ to issue, for the electing a Burgess to serve in this present General Assembly, for the County of *Fairfax*, in the Room of Mr *Hugh West*, deceased, and that Mr *Fairfax* do wait on him with the said Address,

12 Upon a Motion made.

Resolved, That an humble Address be made to his Majesty, to express our Loyalty and Attachment to his Royal and Illustrious Person and Family; to represent to him the unhappy Situation of our Country, and that notwithstanding our Endeavours at the last Session of Assembly, by granting an Aid of Ten Thousand Pounds, to protect and defend his Majesty's Subjects of this his most ancient Colony, the same having proved ineffectual, we are now under the Necessity of raising the greater Sum for that Purpose, at a Time, when our Poverty is so great, that we have no other Means of doing the same, but by a Poll-Tax, very grievous and burthenfome to the People, and to intreat his Royal Favor, and immediate Assistance towards the Defence of this Colony.

Ordered, That a Committee be appointed to draw up an Address pursuant to the said Resolution, and it is referred to Mr *Charles Carter*, Mr *Landon Carter*, Mr *Bland*, Mr Attorney, Mr *Carter Burwell*, and Mr *Waller* to prepare and bring in the same.

Ordered, That a Message be sent to the Council, to acquaint them, that this House have appointed Six of their Members to draw up the said Address to his Majesty, and to desire

desire that they will join and appoint a Committee of their Members to assist therein, and that Mr *Carter* do go up with the said Message.

Upon a Motion made,

Resolved, That an humble Address be presented to his Honor the Governor, to express the just Sense this House have of his Concern for the Safety of this Dominion; and to return him their unfeigned Thanks for his Condescension, in readily laying before this House his Book of Letters and Instructions to the Officers of the Forces sent out upon the Expedition to the *Ohio*, by which it appears he has taken the most prudent Measures, and given the most proper Orders for defeating the Designs of the *French*.

Ordered, That a Committee be appointed to draw up an Address to the Governor, pursuant to the said Resolution, and it is referred to Mr *Bland*, Mr *Landon Carter*, Mr Attorney, and Mr *Lomax* to prepare and bring in the same.

Mr *Charles Carter*, from the Committee appointed, according to order, presented to the House, a Bill, *For raising the Sum of Twenty Thousand Pounds, for the Protection of his Majesty's Subjects in this Colony, against the Insults and Encroachments of the French*; and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Ordered, That an humble Address be made to the Governor, to desire that his Honor will be pleased to promote Mr *William Peyronie*, in the *Virginia* Regiment, for his late gallant Behaviour, and that Mr *Landon Carter* do wait on him with the said Address.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *For paying the Burgeffes Wages in Money, for this present Session of Assembly*, and it is referred to Mr *Landon Carter* to prepare and bring in the same.

Upon a Motion made.

Ordered, That the Thanks of this House be given to Colonel *George Washington*, Captain *Mackay* of his Majesty's independent Company, and Officers under his Command; ¹³ Major *Adam Stephens*; Captains *Robert Stobo*, *Peter Hog*, *Andrew Lewis*, *George Mercer*; Lieutenants *Thomas Wagener*, *William Polson*, *John Savage*, *James Towers*; Ensigns *William Bronough*, *John Mercer*, *William Peyronie*, and *James Craig*, for their late gallant and brave Behaviour in the Defence of their Country; and that the Speaker be desired to write to Colonel *Washington* to acquaint him of the same, to desire him to inform the Gentlemen of it, and to communicate to the Soldiers the just sense this House has of their Bravery also.

Mr *Bland* reported, that the Committee appointed had, according to order prepared an Address to the Governor, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read, and agreed to, and as is follows,

SIR,

WE His Majesty's most dutiful and loyal Subjects the Burgeffes of *Virginia*, now met in General Assembly, beg Leave to assure your Honor, that we entertain the justest Sense of your Concern for the Safety of this Dominion; and to return your Honor our unfeigned Thanks for your Condescension, in readily laying before us, your Book of Letters and Instructions to the Officers of the Forces sent out upon the Expedition to the *Ohio*, by which it appears you have given the most proper Orders, and pursued the most prudent Measures for defeating the Designs of the *French*.

Ordered, That the said Address be fairly transcribed, and presented by the whole House.

Ordered, That the Committee who prepared the same, wait on the Governor to know his Pleasure, when they shall attend his Honor to present it.

An engrossed Bill, intituled, *An Act to dock the Intail of certain Lands, whereof Nathaniel West Dandridge Gentleman, is seized, for and settling other Lands and Slaves, of greater Value, to the same Uses*; was read the third Time.

Resolved, That the Bill do pass.

Ordered,

Ordered, That M^r Pendleton do carry it to the Council for their Concurrence.

A Message from the Council by M^r Walthoe.

That they have appointed Three of their Members to meet, and in Conjunction with those appointed by this House, to prepare an Address to his Majesty, pursuant to the Resolution of this House.

An ingrossed Bill, intituled, *An Act to impower Thomas Danfie to receive Ferriages for transporting Passengers to and from the Causeway opposite to his Land, and for other Purposes therein mentioned*; was read a third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Power do carry it to the Council for their Concurrence.

M^r Charles Carter, from the Committee appointed, according to Order, presented to the House, a Bill *To prevent Mutiny and Desertion*, and the same was read the first Time, and ordered to be read a second Time.

14 Upon a Motion made,

A Bill, *For raising the Sum of Twenty Thousand Pounds, for the Protection of his Majesty's Subjects in this Colony, against the Injults and Encroachments of the French*, was read a second Time, and ordered to be committed to a Committee of the whole House.

And then the House resolved itself into a Committee upon the said Bill, and after some time spent therein, M^r Speaker resumed the Chair; and M^r Charles Carter reported, that the Committee had made several Amendments thereto, which they had directed him to report to the House; and he read the same in his Place, and then delivered them in at the Table.

Ordered, That the Consideration of the said Report be put off 'till To-morrow.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.



SATURDAY, AUGUST 31st, 1754.

✱✱✱ M ✱✱✱ R. Landon Carter reported, That he had according to Order, waited on his Honor the Governor, with the Address of this House, to desire that his Honor would be pleased to promote M^r William Peyronie, in the Virginia Regiment, for his gallant Behaviour in the late Engagement, to which his Honor answered, that he would promote him, and was pleased that the Sentiments of this House concurred with his own.

M^r Bland reported, That the Committee appointed had, according to order, waited on the Governor, to know his Pleasure when the House should attend him with their Addresses, and that he was pleased to appoint this Day, and to say that he would signify by a Message to the House, when he was ready to receive it.

M^r Charles Carter, reported, that the joint Committee of the Members of the Council, and of this House, appointed, had prepared an Address to his Majesty, and he read the same in his Place, and then delivered it in at the Table, where it was again read, and agreed to by the House.

Ordered, That the said Address be fairly transcribed, and that M^r Charles Carter do carry it to the Council, and acquaint them that this House have agreed to the same, and have sent it to the Council for their Concurrence.

A Bill *To prevent Mutiny and Desertion*, was read a second Time, and committed to a Committee of the whole House.

And then the House resolved itself into a Committee upon the said Bill, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r Charles Carter reported, That the Committee had made several Amendments to the said Bill, which they had directed him to report to the House, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

A Message from the Governor by M^r Walthoe.

Mr Speaker,

"I am commanded by the Governor to acquaint this House, that his Honor is now ready to receive their Addrefs in the Council-Chamber."

Mr Speaker, with the House, went up, and being returned, reported, That he with the House had attended the Governor in the Council-Chamber, and presented the Addrefs of this House to him, to which he was pleased to answer, 15

Mr Speaker, and Gentlemen of the House of Burgeffes,

I RETURN my sincere Thanks for your kind Addrefs.

The prosperity, Safety, and Happiness, of this Dominion, is, and shall be, my constant Study.

It gives me Pleasure and Satisfaction to observe your Approbation of the Instructions given by me to the Officers on the Ohio Expedition, and the Operations I have, from Time to Time, directed and ordered, for defeating the Designs, and unjust Incroachments of the French.

You may be assured, I shall continue to do every Thing in my Power, and to the best of my Capacity, in bringing this just Expedition to an happy and agreeable End.

A Message from the Council by Mr Walthoe.

That they have agreed to the Bill, intituled, *An Act to impower Thomas Danfie to receive Ferriages for transporting Passengers to and from the Causeway opposite to his Land; and for other Purposes therein mentioned.*

Also to the Bill, intituled, *An Act to dock the Intail of certain Lands whereof Nathaniel West Dandridge, Gentleman, is seised, and for settling other Lands and Slaves of greater Value, to the same Uses.*

Also to the Refolve for allowing *William Hunter*, Printer, Three Hundred Pounds per Annum, from the End of this present Session, to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations, and other Acts of Government, and all other public Services, without any Amendment.

A written Message from the Governor by Mr Walthoe.

Mr Speaker,

"The Independent Companies from *New York* and *South Carolina*, being, upon their Arrival, in Want of Provision and other Neecessaries, I gave Orders for their immediate and constant Supply.

"These Forces were commanded here by his Majesty, to defend and protect this Dominion, from the Encroachments and cruel Insults of the *French*: Agreeably therefore to the Practice of his Majesty's other Plantations, who always provide Provisions and Neecessaries for his Majesty's Forces, when they are in actual Service, the Accounts were laid before the Committee, who disallowed thereof. I am therefore obliged to refer them to the Consideration of your House. As I am fully of Opinion it would be a grievous Hardship to this Country, in our present Situation, to maintain Forces that probably may be hereafter sent out to our Assistance, I have in the most pressing Manner desired proper Power to draw for their Subsistence, in which I have strong Hopes.

"Besides the Accounts above mentioned Captain *Whitwell* has a Demand of Forty Seven Pounds, Six Shillings *Sterling* for the Pilotage of his Majesty's Ship *Triton*, to *Alexandria*, with the Troops from *New-York*, as also *George Burnett*, Purser of the said Ship, a Demand of Forty one Pounds, Nine Shillings and Two Pence for victualling the said Troops." 16

Ordered, That the said Message to be taken into Consideration on *Monday* next.

The House proceeded to the Consideration of the Report from the Committee of the whole House, to whom the Bill *For raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects in this Colony against the Insults and Encroachments of the French*, was committed, which was made Yesterday, and referred to the Consideration

eration of this Day, and the same being again read, was agreed to with some Amendments.

Ordered, That the Bill with the Amendments, as amended, be ingrossed and read a third Time.

And then the House adjourned till *Monday* Morning Ten o'Clock.



MONDAY, SEPTEMBER 2d, 1754.

CLAIM of *Elizabeth Dendy* Executrix of *Charles Dendy*, deceased, for two Slaves taken up by the said *Charles*, in his Lifetime, was presented to the House and received.

Ordered, That the said Claim be referred to the Consideration of the next Session of Assembly.

Mr *Landon Carter* presented to the House, according to Order, a Bill *For paying the Burgeffes Wages in Money for this present Session of Assembly*, and the same was read the first Time, and ordered to be read a second Time.

An ingrossed Bill, intituled, *An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects in this Colony, against the Insults and Encroachments of the French*, was read the third Time, an Amendment made to the Title of it, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Charles Carter* do carry it to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act to prevent Mutiny and Desertion*, was read the Third time, an Amendment made to the Title, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Charles Carter*, do carry it to the Council for their Concurrence.

Upon a Motion made,

A Bill *For paying the Burgeffes Wages in Money for this present Session of Assembly*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

The Order of the Day being read, for the House to take into their Consideration the written Message from the Governor, delivered on *Saturday* last.

The House resolved itself into a Committee upon the said Message, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Message under their Consideration, and had come to two Resolutions thereupon, which they had directed him to report to the House, which he read in his Place, and afterwards delivered in at the Table, where they were again twice read and agreed to by the House, as follow,

Resolved, That an humble address be made to his Honor the Governor to express the just Sense we entertain of His Majesty's paternal Care, in ordering the independent Companies from *New-York* and *South-Carolina* to this Colony, for our Defence and Protection from the Encroachments and cruel Insults of the *French*; and to assure his Honor, that nothing but the extreme Poverty of the People of this Colony, already labouring under grievous and heavy Taxes, could induce us to disagree to the paying for the Provisions and other Necessaries for those Companies; and as our Circumstances are such, we doubt not but his Majesty will be graciously pleased to extend his Goodness toward us, and order such Provisions and other Necessaries to be paid for out of such Supplies as are provided by Parliament for the Support and Maintenance of these Forces.

Resolved, That the Demand made by the Captain *Matthew Whitwell* Commander of his Majesty's Ship *Triton*, of Forty Seven Pounds, Six Shillings *Sterling* for the Pilotage of the said Ship from *Hampton-Road*, to *Alexandria*, with the *New-York* independent Companies; as also the Demand of *George Burnett*, Purser of the said Ship, for the Sum of Forty one Pounds, Nine Shillings and Two Pence for victualling the said Forces in their said Passage; are in no Sort chargeable on the Inhabitants of this Colony, since the

said

faid Ship and Forces belonged to his Majesty, and were immediately in his Service, and we doubt not but they will be demanded and allowed in *Great-Britain*."

Ordered, That Mr *Charles Carter*, Mr *Landon Carter*, Mr *Pendleton*, Mr *Martin*, Mr *Benjamin Harrison*, Mr *Moor*, and Mr *Bland* do wait on the Governor with the faid Resolutions.

And then the House adjourned 'till To-morrow Morning Ten o'Clock.

TUESDAY, SEPTEMBER 3d, 1754.

 PETITION from fundry Inhabitants of the upper Part of the County of *Augusta*, was presented to the House and received, setting forth, That by Reason of several Depredations and Outrages committed by the *French*, on their Frontiers, and no Steps entered into to prevent and repel those Hostilities and Encroachments, many of His Majesty's worthy Subjects have been obliged to desert and abandon their Habitations, and it is supposed many more will follow their Example; that the Successes of the *French* in the late Engagement with the *Virginia* Regiment has greatly alarmed and terrified them; that several *Indians* have lately been discovered lurking about, and doing Mischief to the People, and that unless timely Measures be taken, their Country will be exposed to the continual Inroads and Molestations of the Enemy, and in the End become an easy Conquest to them, and praying the speedy Aid and Assistance of this House.

Resolved, That this House have already provided for the Safety and Protection of the Frontiers of this Colony, agreeable to the Prayer of the faid Petition, by passing a Bill, intituled *An Act for raising the Sum of Twenty Thousand Pounds for the Protection* 18
his Majesty's Subjects, in this Colony, against the Insults and Encroachments of the French.

Ordered, That a Message be sent the Council, to acquaint them of the faid Petition and Resolution, and to desire they will expedite the passing the faid Bill, and thereby relieve the People from their dreadful Apprehensions, and prevent the Attempts of the *French*.

And then the House adjourned till To-morrow Morning Ten o'Clock.

WEDNESDAY, SEPTEMBER 4th, 1754.

 WRITTEN Message from the Council by Mr *Walthoe*.

Mr *Speaker*,

"In Answer to the Message in Writing just now sent up from your House, the Council acquaint you, that the Bill, intituled, *An Act for raising the Sum of Twenty Thousand Pounds, for the Protection of his Majesty's Subjects in this Colony, against the Insults and Encroachments of the French*, and for other Purposes therein mentioned; being loaded with a Clause designed to compel their Assent to the Payment of the Sum of Two Thousand Five Hundred Pounds, which your House had singly voted in a late Session, to be paid to an Agent by them appointed contrary to the ancient and known Constitution of this Colony, and to the just and long established Right which the Council have, of concurring in, or disagreeing to every Vote for the Disposition of public Money, the Council have thought it more prudent and justifiable in them, to reject the Bill, than to suffer such an Alteration in the Constitution to take Effect. And the Council cannot help expressing their Concern, that the Burgesses should place the Safety and Preservation of their Country, on the same Footing with the Payment of the Sum of Money, which the Burgesses themselves, by adding this Clause to the Bill, acknowledge to have been by them ordered to be paid, contrary to the known Constitution of this Country.

The Council hope, that the Burgesses will not, upon further Consideration, mingle two such different Points in the same Bill, but that they will proceed to the passing some other

other Bill more agreeable to the Constitution, for the Security of our Frontiers, in this Time of extreme Danger, in which the Burgeffes may depend on the Council's hearty Concurrence.

That the Council have agreed to the Bill, intituled, *An Act for paying the Burgeffes Wages in Money for this present Session of Assembly.*

The House proceeded to the Consideration of the written Message from the Council, and thereupon

Resolved, That the adding the Clause to the Bill, intituled, *An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects in this Colony, against the Insults and Encroachments of the French*, referred to in the said written Message, is agreeable to the Usage of Parliament, and in nowise tends to the Alteration of our Constitution.

Resolved, That the Council's having rejected the Bill, intituled, *An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects in this Colony against the Insults and Encroachments of the French, and for other Purposes therein mentioned*; at this Time of great and imminent Danger and thereby leaving the Country exposed to the Ravages of the *French* and *Indians*, is highly injurious to his Majesty's Interest and the Safety of this Colony.

Ordered, That a Committee be appointed to examine the inrolled Bills, of the following Persons, viz. Mr Bland, and Mr Pendleton.

Upon a Motion made,

Resolved, That a most loyal Address be made to his Majesty to express our sincere Attachment to his Royal Person, and illustrious House, and humbly to represent our deep Concern, that the Supplies necessary for the Defence of this Colony against the Invasions and Encroachments of the *French*, should be interrupted by a Dispute with the Council, occasioned by their refusing to pass a Bill, intituled, *An Act for raising the Sum of Twenty Thousand Pounds, for the Protection of his Majesty's Subjects in this Colony, against the Insults and Encroachments of the French*, and for other Purposes therein mentioned; on Account of a Clause inserted in it by this House, for paying *Peyton Randolph*, Esquire, Two Thousand Five Hundred Pounds, as Agent for soliciting the Affairs of this Colony, in *Great-Britain*, and in the most dutiful Manner to lay before him, our Reasons for inserting the said Clause.

Ordered, That a Committee be appointed to draw up an Address to his Majesty, pursuant to the said Resolution, and it is referred to Mr Landon Carter, Mr Bland, Mr Charles Carter, Mr Pendleton, and Mr Dewey, to prepare and bring in the said Address.

Mr Landon Carter reported, that the Committee appointed had, according to Order prepared an Address to be presented to his Majesty, pursuant to the Resolution this Day made by the House, which he read in his Place, and then delivered in at the Table, where the same was again read, and agreed to by the House.

Ordered, That the said Address be inrolled and signed by the Speaker, and transmitted to our Agent in *Great-Britain*, to be presented to his Majesty.

Upon a Motion made,

Resolved, That the several Sums following, be paid to the several Officers of the General Assembly, respectively.

To Mr John Randolph, Clerk of the House of Burgeffes, ...	90£.
To Mr Walthoe, Clerk of the General Assembly, ...	40
To the Reverend Mr Stith, Chaplain, ...	20
To Mr Eppes, Serjeant at Arms, ...	30
To the Door-Keeper of the Council, ...	6
To William Francis, }	6
To Robert Wagner, }	6
To Andrew Lindsay, } Door-Keepers to the House, ...	6
To Thomas Broadrib, }	6
To James Lavie, }	6
To Mr John Palmer, for his Services, ...	10

Ordered, That Mr Landon Carter do carry the said Resolve to the Council for their Concurrence.

A Message from the Council by M^r Walthoe.

That they have agreed to the Resolve for paying the several Officers of the General Assembly, the respective Sums of Money therein mentioned.

Also to the Bill, intituled, *An Act to prevent Mutiny and Desertion, and for other Purposes therein mentioned*, with some Amendments, to which they desire the Concurrence of this House. 20

The House immediately proceeded to the Consideration of the said Amendments, and the same being read, were disagreed to all but one.

Ordered, That M^r Charles Carter do go up with a Message to the Council and acquaint them that this House have agreed to one of the Amendments by them proposed to the said Bill, and disagreed to the others, and desire they will pass the Bill with the Amendments agreed to.

And then the House adjourned 'til To-morrow Morning Ten o'Clock.



THURSDAY, SEPTEMBER 5th, 1754.

MESSAGE from the Council by M^r Walthoe.

A That they insist on their Amendments disagreed to by this House, to the Bill intituled, *An Act to prevent Mutiny and Desertion*, and desire this House will recede from their Disagreement thereto.

The House immediately proceeded to take into Consideration the Amendments insisted on by the Council, and disagreed to by the House, to the Bill, intituled, *An Act to prevent Mutiny and Desertion*, and the same being read.

Resolved, That this House do insist on their Disagreement to the said Amendments.

Ordered, That M^r Charles Carter do go up with a Message to the Council, and acquaint them therewith, and that this House desire they will pass the Bill with the Amendments as agreed to by the House.

A Message from the Council by M^r Walthoe.

That they have receded from one of the Amendments by them proposed to the Bill, intituled, *An Act to prevent Mutiny and Desertion*, and that they adhere to their other Amendments disagreed to by this House, to the said Bill, and desire this House will recede from their said Disagreement.

The House proceeded to take into Consideration the Amendments adhered to by the Council, to the Bill, intituled, *An Act to prevent Mutiny and Desertion*, and the same being read,

Resolved, That this House do adhere to their Disagreement to the said Amendments.

M^r Bland reported, That the Committee appointed, had, according to Order, examined the inrolled Bills, and rectified such Mistakes as were found therein, and that they were truly inrolled.

Ordered, That M^r Bland do carry the inrolled Bills to the Council for their Inspection.

A Message from the Council by M^r Walthoe,

That they have inspected the inrolled Bills, and are satisfied they are truly inrolled.

A Message from the Governor by M^r Walthoe.

M^r Speaker,

"The Governor commands the immediate Attendance of this House in the Council-Chamber, and that you bring with you such Bills as are ready for his Assent."

M^r Speaker, with the House, went up accordingly, and the Governor was pleased to give his Assent to the following Bills, 21

1. *An Act to empower Thomas Danfie to receive Ferriages for transporting Passengers to and from the Causeway opposite to his Land, and for other Purposes therein mentioned.*
2. *An Act to dock the Intail of certain Lands, whereof Nathaniel West Dandridge, Gentleman, is seised, and for settling other Lands and Slaves, of greater Value, to the same Uses.*
3. *An Act for paying the Burgeesses Wages in Money for this present Session of Assembly.*

And

And likewise to the following Resolves of the House of Burgeffes which the Council had agreed to *viz.*

For allowing *William Hunter*, Printer, Three Hundred Pounds *per Annum*, from the End of this present Session, to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations, and other Acts of Government, and all other public Services.

And for paying the several Sums following, to the several Officers of the General Assembly respectively.

To Mr <i>John Randolph</i> , Clerk of the House of Burgeffes, ...	90£.
To Mr <i>Walthoe</i> , Clerk of the General Assembly, ...	40
To the Reverend Mr <i>Stith</i> , Chaplain, ...	20
To Mr <i>Eppes</i> , Serjeant at Arms, ...	30
To the Door-Keeper of the Council, ...	6
To <i>William Francis</i> ,	} Door-Keepers to the House, ... 6
To <i>Robert Wager</i> ,	
To <i>Andrew Lindsay</i> ,	
To <i>Thomas Broadrib</i> ,	
To <i>James Lavie</i> ,	
To Mr <i>John Palmer</i> , for his Services, ...	10

And then his Honor was pleased to make the following SPEECH.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

THE impending Danger from the violent Incurfions of the *French*, their Threats and Depredations, were the only Motives of calling you together at this Time. And as the Lives, Liberties and Properties of your Constituents are in such imminent Hazard, I did not in the least doubt, but that you would, before this, have strengthened my Hands with a proper Supply, to frustrate their Malicious Intentions: And especially, when I received from you, such strong and repeated Assurances, that you “Were determined, on your Parts, to withstand the impending Danger, and to pursue every Measure in your Power, to defeat these pernicious Attempts of your Enemies.” I thought I might reasonably admit the pleasing Hopes, that “You would effectually provide for your Country’s Preservation, and convince the World, that you had Nothing more at Heart, than a zealous Discharge of your Duty to the best of Kings, and the sincerest Regard for your Country’s Welfare.”

How great then, *Gentlemen*, must be my Surprise, and with what Amazement must that Country, and the World, see such high Expectations cast down so low! See you called upon in the Day of your Country’s Distress; hear you declaring your Knowledge of her Danger, and professing the most ardent Zeal for her Service; yet find these Declarations only an unavailing Flourish of Words; and that, inconsistent with them, and the Purposes of your Meeting, you withhold your Aid, and thereby leave the Enemy at full Liberty to perpetrate their destructive and unjust Designs.

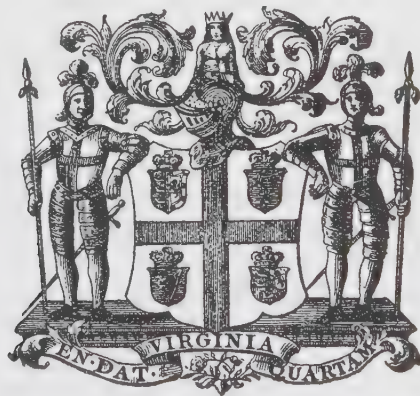
The independent Companies, ordered by his Majesty, clothed and paid by him, and now employed in your immediate Defence; you absolutely, by your Resolve to me, deny Subsistence to; A Thing unprecedented in any of his Majesty’s Dominions, where they have been employed in their Defence, from Incurfions or threatened Invasions.

I have my Master’s Service, and the Safety and Honor of *Virginia*, so much, and so truly at Heart, that I cannot but be deeply affected at a Conduct so contrary to her Interest; and not altogether unconcerned for you, *Gentlemen of the House of Burgeffes*, that you should appear in so bad a Light to his Majesty, and give such ill Impressions to the neighbouring Colonies.

However, as I find you are determined not to do, what your Duty to his Majesty, and the present obvious Danger, indispensably require; I think it proper, to avoid aggravating unnecessary Expences, particularly inconvenient at this Time; and therefore, to put an End to your longer Continuance here, I do prorogue you to the Seventeenth Day of *October*; and you are accordingly prorogued to that Time.

THE
JOURNAL
OF THE
HOUSE
OF
BURGESSES.
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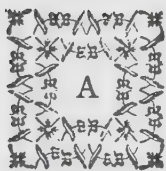
Being the Fifth SESSION of this present
GENERAL ASSEMBLY.



WILLIAMSBURG:
Printed by WILLIAM HUNTER.

THE
JOURNAL
OF THE
HOUSE OF BURGESSES.

THURSDAY, OCTOBER 17th, 1754.



MESSAGE from the Governor was delivered by M^r *Walthoe*,

M^r *Speaker*,

The Governor commands the immediate Attendance of your House in the Council Chamber.

Accordingly, M^r *Speaker*, with the House, went up to attend the Governor;

And being returned, he reported that the House had attended the Governor in the Council-Chamber, and that the Governor was pleased to make a Speech to the Council and this House, of which he had to prevent Mistakes, obtained a Copy, which he read to the House, and afterwards delivered in at the Table, where it was again read, and is as follows,

Gentlemen of the Council, M^r Speaker, and Gentlemen of the House of Burgesses.

ONCE more call you together, to consult on the dangerous Situation of your Country, from the unjustifiable Invasion and Encroachments of the *French*; and I am in Hopes, that during your short Recess, you have seriously considered the miserable Circumstances of your Affairs, and, in Course, the absolute Necessity of granting immediate, considerable, and adequate Supplies; to enable me to put a Stop to their injurious Designs, and to drive them from his Majesty's Lands upon the *Ohio*.

I have the Pleasure to acquaint you, that his Majesty, considering the pernicious Measures taken by the *French*, and the great Regard he bears for his Subjects in these Colonies, has been graciously pleased to send me Ten Thousand Pounds *Sterling* in Specie, and also to order from his Royal Stores, Two Thousand Stand of Arms, with their proper Accoutrements, which I daily expect the Arrival of, for your Aid and Use.

Gentlemen of the House of Burgesses,

These distinguished Marks of His Majesty's paternal Care for His Subjects in these Colonies; His Solicitude for their Safety; and His earnest Desires to defeat the Designs of the *French*; I hope will raise in you a just Sense of Duty and Gratitude to the best of Kings, and engage your more effectual Attention to his Majesty's repeated Commands for granting Supplies.

The Voice of Nature, *Gentlemen*, and what you are sensible is among the most prevailing Motives of human Actions, your own Interest, loudly call on you with the most urging Emphasis, to rouse from your Inactivity and assert their Rights.

And

And can you continue deaf to such Intreaties? Shall your Posterity, groaning under the galling Yoke of civil and religious Slavery, deposed of every Thing that renders Life desirable, amidst their Despondence, find their Misery still aggravated by reflecting on the Cause? That their own Progenitors, who might have transmitted to them inviolated, the Liberties, the Properties, and the pure Religion that they enjoyed; by a Supineness and Neglect, as unaccountable as it was unnatural, suffered all to be taken from them!

Gentlemen, The Eyes of His Majesty, His Ministry, nay, of all your Fellow-Subjects, are fixed on your present Determinations. I wish I had Words strong enough to convey to you the absolute Necessity there is at this Time for a generous Supply; but Words cannot be so strong as Facts. Consider what the Enemy have done, and what they further threaten to do; and I am convinced that is sufficient to raise the Spirit of every *British* Subject to an immediate Repentment, and thorough Resolution, with their Lives and Fortunes, to repel the impending Ruin.

Let me prevail with you then, *Gentlemen*, to prevent Evils, that, but in Prospect, must affect every serious Considerer with Horror; and be persuaded to exert the true Spirit of Patriotism, and convince the World that no Motive can impede, or any Consideration whatever, obstruct, the great and important Business now recommended to your Consideration.

It is at this Time, that, by an Exertion of your Strength, you may answer the Expectation of His Majesty, promote the Interest of *Great Britain*, secure the Peace and Happiness of your Country, and by a brave, vigorous and united Effort, entirely defeat the Machinations of *France*, the ancient Enemy of *Great-Britain*, and the Disturber of Mankind.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgesses.

At this critical Juncture, I sincerely recommend to you, Harmony and Unanimity, ever propitious to public Counsels, never more indispensably necessary than on this Occasion. Let all Cavils and Disputes subside, and cordially unite in concerting the most suitable Measures to be pursued in the present evident Emergency. For my Part, I do assure you that I will, with the greatest Pleasure, join with you in every Step you take for these just and salutary Purposes, agreeable to my Instructions. 3

Resolved, That an humble Address be made to his Honor the Governor, to return him our Thanks for his Speech to the Council and this House at the Opening of this Session; to acknowledge the due Sense we have of his Majesty's paternal Regard for this Colony, and also to assure his Honor that we will proceed with all imaginable Unanimity and Concord amongst ourselves, in every Consultation for the Good and Welfare of this Country.

Ordered, That a Committee be appointed to draw up an Address to the Governor, pursuant to the said Resolution; and it is referred to Mr Landon Carter, Mr Martin, and Mr Power, to prepare and bring in the same.

Several Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

Resolved, That this House will take the Governor's Speech into Consideration, To-morrow.

Ordered, That the Reverend Mr William Stith, be continued Chaplain to this House, and that he attend to read Prayers every Morning at Ten o'Clock.

Ordered, That the several Door-Keepers of this House be continued in their respective Offices, and that they give their Attendance accordingly.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

FRIDAY,

FRIDAY, OCTOBER 18th, 1754.

Member returned upon a new Writ having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegi[ance] and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

Upon a Motion made,

Ordered, That all such Claims and Propositions, as were referred from the last, to this Session of Assembly; and also all such Claims and Propositions, as shall be certified to this Session of Assembly, be referred to the Consideration of the next Session of Assembly.

Ordered, That the Treasurer of this Colony do lay his Accounts before the House.

Mr *Landon Carter* reported, That the Committee appointed, had, according to Order prepared an Address to the Governor, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read, and agreed to, and is as follows,

SIR,

WE His Majesty's most dutiful and loyal Subjects, the Burgesses of *Virginia*, now met in General Assembly, beg Leave to return your Honor Thanks for your Speech to the Council and this House, at the Opening of this Session.

The Assistance that His Majesty has been graciously pleased to grant to the Subjects of this Colony, against the pernicious Attempts of the *French*, hath justly excited in us the warmest Sentiments of Duty and Gratitude for this His paternal Regard.

The Welfare of our Country, as it is indeed a natural Inducement, so it hath ever been the only governing Motive in all our Resolutions, however illy they have been represented. And your Honor may be assured that we will continue to proceed with such Unanimity and Concord amongst ourselves, as may render our Consultations for the public Good, conducive to that truly wise and salutary End.

Being thus fully persuaded of the Justice of our own Endeavours, we flatter ourselves, Sir, that our Proceedings in every Case, will be such an undeniable Testimony to Posterity of our strict Attachment to their Rights and Properties, that should they ever be so unhappy as to groan under the galling Yoke of civil and religious Oppression, it could not be the Effect of any Inactivity, Supineness, or Neglect in us, the faithful Guardians of their Liberties.

Ordered, That the said Address be fairly transcribed, and presented by the whole House.

Ordered, That the Committee who prepared the same, wait on the Governor to know his Pleasure when the House shall attend his Honor to present it.

A Petition of sundry Freeholders, House-keepers and Inhabitants on the *South Side* the *Fluvanna* River, in *Albemarle* County, lying above *Rack-Island* Creek, between the said River, and the County of *Bedford*, was presented to the House and read, setting forth, That the large Extent of the said County of *Albemarle*, renders it very inconvenient to the Petitioners, in travelling to the Courts of the said County, where they are often obliged to attend; and praying that that Part of the said County of *Albemarle*, lying above *Rack Island* Creek, may be added to the County of *Bedford*.

Ordered, That a Bill be brought in pursuant to the Prayer of the said Petition, and it is referred to Mr *Randolph*, to prepare and bring in the same.

Ordered, That an Address be made to the Governor to order a new Writ to issue for the electing a Burgess to serve in this present General Assembly for the County of *Lunenburg*, in the Room of the honorable *William Byrd*, Esq; appointed one of his Majesty's Council of this Colony, and that Mr *Waller* wait on him with the said Address.

A Claim of *James Lindsay* for taking up a Runaway therein mentioned, was presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

A Petition of *John Armistead*, and *Anna Armistead*, was presented to the House and read, setting forth, That *William Kendall* formerly of the County of *Northampton*, now deceased, being seized in Fee-Simple of 700 Acres of Land, with the Appurtenances, lying on *Cherry-stone* Creek in the said County, did, by Deed bearing Date the first Day of *August* 1685, in consideration of the Love and Affection he bore to his well-beloved Son in Law, *Hancock Lee*, and his dearly beloved Daughter *Mary* his Wife, and in consideration of five Shillings *Sterling*, did give, grant, assign and confirm, to the said *Hancock Lee*, and *Mary* his Wife, the said 700 Acres of Land, to hold to the said *Hancock Lee* and *Mary* his Wife during their natural Lives, and the Survivor of them, and after their Decease to his Grand-Daughter *Anna Lee*, Daughter of the said *Hancock* and *Mary* his Wife, and the Heirs Male of her Body lawfully begotten for ever, That the petitioner *Anna* the Daughter of the said *Hancock Lee* and *Mary* his Wife, in the said Deed mentioned, married one *William Armistead*, now deceased, and had Issue by him *John Armistead* now also deceased, her eldest Son, and Heir at Law, who left Issue the Petitioner *John*, his eldest Son, and Heir at Law, who will, after the Death of the Petitioner *Anna* be entitled to the said 700 Acres of Land, in Tail-male. That the Petitioner *John*, by his Father's Will, is obliged to pay several considerable Legacies, which are now become due, and he is unable to pay the same without selling some of his Land. That he hath contracted with *Littleton Eyre*, of the County of *Northampton*, Gent. for the Sale of the said 700 Acres of Land for the Consideration of 850 *l.* which the said *Eyre* hath actually paid to the Sheriff of *Gloucester* County, to discharge him from an Execution he was under for one of the said Legacies, and praying that an Act may pass for vesting the said 700 Acres of Land, with the Appurtenances in the said *Littleton Eyre*.

Ordered, That a Bill be brought in pursuant to the Prayer of the said Petition, and it is referred to Mr *Waller*, to prepare and bring in the same.

Mr *Randolph* presented to the House, according to Order, a Bill, *For adding Part of the County of Albemarle, to the County of Bedford*, and the same was read the first Time, and ordered to be read a second Time.

Ordered, That the Order of the Day for taking the Governor's Speech into Consideration be put off till To-morrow,

And then the House adjourned till To-morrow Morning at Eleven o'Clock.



SATURDAY, OCTOBER 19th, 1754.

✱✱✱ R. *Landon Carter* reported, That the Committee appointed, had, according to
✱ M ✱ Order, waited on the Governor, to know his Pleasure, when this House
✱ ✱ should attend him with their Address, and that he was pleased to appoint
Monday next, and to say that he would signify by a Message to the House, when he was ready to receive it.

A Bill *For adding Part of the County of Albemarle, to the County of Bedford*, was read a second Time, and committed to Mr *Randolph*, Mr *Bland*, Mr *Lomax*, Mr *Bolling*, Mr *Jefferson*, Mr *Phelps*, Mr *Calloway*, Mr *Payne*, and Mr *Carrington*.

A Petition of fundry Inhabitants of *Fairfax* County, praying a Division of their County, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

Ordered, That the Order of the Day for taking the Governor's Speech into Consideration, be put off till Monday next.

⁶ A Claim of *Thomas Andrews* for taking up a Runaway therein mentioned, was presented to the House and received.

Ordered, That the said Claim be referred to the Consideration of the next Session of Assembly.

And then the House adjourned till *Monday Morning* at Eleven o'Clock.



MONDAY, OCTOBER 21st, 1754.



Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oaths of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

Mr Randolph, reported, That the Committee to whom the Bill *For adding Part of the County of Albemarle, to the County of Bedford*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

A Message from the Governor was delivered by *Mr Walthoe*,
Mr Speaker,

"I am commanded by the Governor to acquaint this House, that his Honor is now ready to receive their Addresse in the Council-Chamber.

Mr Speaker with the House went up, and being returned, reported, that he with the House had attended the Governor in the Council-Chamber, and presented the Addresse of this House to him, to which he was pleased to answer;

Mr Speaker, and Gentlemen of the House of Burgeffes,

I Thank you for your Addresse, and your grateful Acknowledgement of His Majesty's paternal Care in granting Assistance to you in these Times of Danger.

Let Openness of Heart, mutual Confidence, and a Delight for the Prosperity of your Country, increase our Happiness; and I doubt not you will now consult the most essential Methods to extricate ourselves from the threatened Ruin intended by our Enemies.

And I sincerely wish and desire that generous Benevolence, Love, and Friendship, may be the prevailing Principles of all your public Transactions.

⁷ A Petition of *Thompson Swann*, was presented to the House and read, setting forth, That one *William Thompson*, formerly of the County of *Nansemond*, and Parish of *Susfolk*, being seized in Fee-Simple of 300 Acres of Land, or thereabouts, in the said Parish and County, did, by his last Will and Testament, bearing Date the Eighteenth Day of April One Thousand Six Hundred and Eighty Six, devise the same to his Daughter *Elizabeth* in Fee-Tail, That the said *Elizabeth* married one *Thomas Swann*, and had Issue by him, *Thomas Swann*, his eldest Son and Heir at Law; which last mentioned *Thomas Swann* had Issue the Petitioner, his Heir at Law, who is now seized of the said Land in Fee-tail: That the Petitioner being appointed Clerk of the Court of the County of *Cumberland*, is obliged to reside there at a great Distance from the Land aforesaid, and hath lately purchased 300 Acres of Land, of one *Joseph Boswell*, being convenient to the Petitioner's Place of Habitation, which Land, together with six Slaves, he is willing to settle to the same Uses the Land in the County of *Nansemond* is now limited; and conceives it will be greatly to the Advantage of him and his Posterity to dock the Intail of the said Lands in *Nansemond*, and settle the said Lands, so purchased by the Petitioner, with Slaves of greater Value in Lieu thereof, and praying that a Bill may be brought in for that Purpose.

Ordered, That a Bill be brought in pursuant to the Prayer of the said Petition, and it is referred to *Mr Riddick* to prepare and bring in the same.

A Petition of *Joseph Bridger*, was presented to the House and read, setting forth, That he is seised in Fee-Tail of a certain Tract of Land lying in the Parish of *Newport*, in the County of *Isle of Wight*, called *White-Marsh*, containing by Estimation 1700 Acres, and also of one other Tract of Land lying in the Parish and County aforesaid, called *Curawoak*, containing by Estimation, 7800 Acres; that the said Tract of Land called *Curawoak*, is very mean Land and of little Value to the Petitioner, and that he conceives it will be greatly to the Advantage of him and his Posterity, and those claiming next in Remainder and Reversion after him, if he was enabled to sell the said Lands called *Curawoak*, and to lay out the Money arising by such Sale, in Slaves to be annexed to the said Land called *White-Marsh*, and to settle the same to the same Uses as he is now thereof seised, and praying that a Bill may be brought in for that Purpose.

Ordered, That a Bill be brought in pursuant to the Prayer of the said Petition, and it is referred to Mr *Riddick* to prepare and bring in the same.

A Petition of fundry Inhabitants of the County of *Westmoreland*, praying that the Number of Tobacco Plants may be reduced, and that this House will ascertain how many Plants every Person employed in making Tobacco may be allowed to tend, was presented to the House and read.

Ordered, That a Bill be brought in pursuant to the Prayer of the said Petition, and it is referred to Mr *Busshrode*, Mr *Johnson*, Mr *Martin*, Mr *Riddick*, Mr *Payne*, Mr *Carrington*, Mr *Jefferson*, Mr *Lomax*, Mr Attorney, Mr *Pendleton*, and Mr *Power*, to prepare and bring in the same.

Ordered, That it be an Instruction to the said Committee, to receive a Clause, or Clauses for lessening the Officers Fees.

Three Claims of *Alexander Finnie*, for taking up Runaways therein mentioned, were presented to the House and received.

Ordered, That the said claims be referred to the Consideration of the next Session of Assembly.

A Petition of *Thomas Penman* Keeper of the Public Goal, setting forth, That this House did at the last Session of Assembly, alter the Method of the Payment of the Petitioner's Salary, by encreasing the Allowance for maintaining the Prisoners, from that Session of Assembly to the next, and praying that this House will be pleased to continue such Allowance, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

The Order of the Day being read for the House to take into their Consideration the Governor's Speech,

Resolved, That this House will resolve itself into a Committee to take under their Consideration the said Speech.

And then the House resolved itself into a Committee to take into their Consideration the said Speech, and after some time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had under their Consideration the Governor's Speech, and had come to a Resolution thereupon, which they had directed him to report to the House, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows;

Resolved, That the Sum of Twenty Thousand Pounds be raised for the Protection of his Majesty's Subjects, against the Insults and Encroachments of the *French*.

Upon a Motion made,

Resolved, That this House will resolve itself into a Committee to consider of Ways and Means, to raise the Sum of Twenty Thousand Pounds, pursuant to the Resolution of the Committee this Day agreed to by the House, To-morrow.

Mr *Riddick*, presented to the House, according to Order, a Bill *To dock the Intail of certain Lands whereof Joseph Bridger is seised as Tenant in Fee-Tail, and to sell the same in Fee-Simple, and lay out the Money arising by such sale in Slaves to be annexed to other entailed Lands therein mentioned.*

Also

Also a Bill *For docking the Intail of certain Lands in the County of Nanfemond, and vesting the same in Thompson Swann in Fee-Simple, and for settling other Lands and Slaves of greater Value to the same Uses.*

Ordered, That the said Bills do lie on the Table.

And then the House adjourned till To-morrow Morning at Eleven o'Clock.



TUESDAY, OCTOBER 22d, 1754.

A Petition of fundry Inhabitants on the South Side of the *Fluvanna* River, in the County of *Albemarle*, setting forth, That the large Extent of their County, and their great Distance from the Court-house, renders their Attendance at the Courts of the said County, very inconvenient and burthenfome to them, and praying a Division of the said County, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

A Claim of *John Lee* for taking up a Runaway therein mentioned.

Also a Claim of *John Murray* for the same Service.

Also a Claim of *William Crawley* for the same Service.

Also two Claims of *Thomas Bowlware* for the same Services.

Also a Claim of *John Short* for the same Service.

Also a Claim of *Ambrose Ballard* for the same Service, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

The Treasurer, according to Order, laid his Accounts before the House.

Ordered, That the said Accounts do lie on the Table, for the Perusal of the Members of this House.

Ordered, That the Treasurer's Accounts be referred to Mr *Charles Carier*, Mr *Johnson*, Mr *Benjamin Harrison*, Mr *Wormeley*, Mr *William Digges*, and Mr *Dudley Digges*, and that they do examine the several Articles thereof, and report the Ballance as it shall appear to them to the House.

An ingrossed Bill, intituled, *An Act for adding Part of the Counties of Albemarle, to the County of Bedford*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Randolph* do carry it to the Council, for their Concurrence.

Mr *Waller*, presented to the House, according to Order, a Bill *For vesting 700 Acres of Land, with the Appurtenances, lying on Cheristone's Creek, in the Parish of Hungar's, and County of Northampton, in Littleton Eyre, Gent. in Fee-Simple*; and the same was read the first Time, and ordered to be read a second Time.

A Petition of *John Herndon*, and *Philip Peyton*, setting forth, That they had, by Order of the Court of *Spotsylvania* County, attended the General Court, as Witneffes for the King, upon a Prosecution against one *Andrew Crawford*, and had entered their Attendance in the Secretary's Office, but that their Attendance was omitted to be certified to the General Assembly, by Means whereof they have not yet received the usual Allowance to Witneffes for the King, and praying that this House will take the same into their Consideration, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

A Petition of fundry Freeholders and Inhabitants of the County of *Princess-Anne*, was presented to the House and read, setting forth, That their Lands being very poor, and but small Quantities of Tobacco made there, they are subjected to great Impositions in the Discharge of their Tobacco Debts, and praying that a Bill may be brought in to empower the Court of the said County, to fix a Price on Tobacco, at the Court to be held in

September

September or October yearly, that such Persons as have not Tobacco sufficient to discharge all their public Dues, may, after applying so much Tobacco as they may have, pay the Balance in Cash, and such as have none, discharge all their Tobacco Debts at the Prices rated by the said Court. 10

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

A Bill *To dock the Intail of certain Lands whereof Joseph Bridger is seised as Tenant in Fee-Tail, and to sell the same in Fee-Simple, and lay out the Money arising by such Sale in Slaves to be annexed to other entailed Lands therein mentioned*, was read the first Time, and ordered to be read a second Time.

A Bill *For docking the Intail of certain Lands in the County of Nanfemond, and vesting the same in Thompson Swann in Fee-Simple, and for settling other Lands and Slaves of greater Value, to the same Uses*, was read the first Time, and ordered to be read a second Time.

The Order of the Day being read.

The House resolved itself into a Committee to consider of Ways and Means, to raise the Sum of Twenty Thousand Pounds, agreeable to Yesterday's Resolution, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, that the Committee had come to two Resolutions thereupon, which they had directed him to report to the House, and he read the same in his Place, and afterwards delivered them in at the Table, where they were again twice read, and agreed to by the House, with some Amendments, and are as follow;

Resolved, That the Sum of Twenty Thousand Pounds to be raised for the Protection of his Majesty's Subjects in this Colony, against the Insults and Encroachments of the French, be raised by a Poll-Tax.

Resolved, That two Shillings and Six Pence, or Thirty Pounds of Tobacco, *per* Poll, be levied and accounted for, on or before the Twenty Fifth Day of April next; and that other Two Shillings and Six Pence, or Thirty Pounds of Tobacco, be levied and accounted for, on or before the Twenty Fifth Day of October next.

Ordered, That a Bill be brought in pursuant to the said Resolutions, and it is referred to Mr Charles Carter, Mr Landon Carter, Mr Carter Burwell, Mr Randolph, Mr Bland, Mr Whiting, Mr Lomax, Mr Ruffin, Mr Thornton, Mr Page, Mr Wormeley, and Mr Johnson, to prepare and bring in the same.

Upon a Motion made,

A Bill *For vesting 700 Acres of Land, with the Appurtenances, lying on Cherrifstone's Creek, in the Parish of Hungar's, and County of Northampton, in Littleton Eyre, Gent. in Fee-Simple*, was read a second Time, and committed to Mr Waller, Mr Kendall, Mr Justice, Mr Whiting, Mr Page, and Mr Dangerfield.

A Bill *For docking the Intail of certain Lands in the County of Nanfemond, and vesting the same in Thompson Swann, in Fee-Simple, and for settling other Lands and Slaves, of greater Value, to the same Uses*, was read a second Time, and committed to the Members of Nanfemond, Cumberland, and Amelia.

A Bill *To dock the Intail of certain Lands whereof Joseph Bridger is seised as Tenant in Fee-Tail, and to sell the same in Fee-Simple, and lay out the Money arising by such Sale in Slaves, to be annexed to other intailed Lands therein mentioned*, was read a second Time, and committed to Mr Ruffin, and the Members of Isle of Wight, and Southampton. 11

And then the House adjourned till To-morrow Morning Eleven o'Clock.



WEDNESDAY, OCTOBER 23d, 1754.

R. Charles Carter, from the Committee appointed, according to Order, presented to the House, a Bill, *For raising the Sum of Twenty Thousand Pounds, for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made.

Ordered,

Ordered, That Leave be given to bring in a Bill to prevent Mutiny and Defertion, and it is referred to M^r *Fitzhugh* and M^r *Landon Carter*, to prepare and bring in the same.

M^r *Waller* reported, That the Committee to whom the Bill, *For vesting 700 Acres of Land, with Appurtenances, lying on Cherrystone's Creek, in the Parish of Hungar's, and County of Northampton, in Littleton Eyre, Gent. in Fee-Simple*, was committed, had examined into the Allegations thereof, and found them to be true, and had made several Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



THURSDAY, OCTOBER 24th, 1754.

MEMBER returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

M^r *Carrington* reported, that the Committee to whom the Bill, *For docking the Intail of certain Lands in the County of Nanfemond, and vesting the same in Thompson Swann, in Fee-Simple, and for settling other Lands and Slaves of greater Value to the same Uses*; was committed, had examined into the Allegations thereof, and found them to be true, and had made several Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

12 M^r Speaker acquainted the House, That, in Obedience to the Commands of the House the last Session, he had transmitted to Col. *George Washington*, Captain *Mackay*, of his Majesty's independant Company, and the Officers under his Command, and to the other Officers of the *Virginia* Regiment, the Thanks of this House for their late gallant and brave behaviour in the Defence of their Country; and had desired Colonel *Washington* to communicate to the Soldiers, the just Sense this House had of their Bravery also; and that he had received from the said Col. *Washington*, an Answer as follows,

Williamsburg, October 23d, 1754.

SIR,

NOTHING could give me, and the Officers under my Command, greater Satisfaction, than to receive the Thanks of the House of Burgesses, in so particular and public a Manner, for our Behaviour in the late unsuccessful Engagement with the *French*, and we unanimously hope, that our future Proceedings in the Service of our Country, will entitle us to a Continuance of your Approbation. I assure you, Sir, I shall always look upon it as my indispensable Duty to endeavor to deserve it.

I was desired by the Officers of the *Virginia* Regiment to make their suitable Acknowledgments for the Honor they have received in your Thanks; I therefore hope the inclosed will be agreeable, and answer their, and the intended Purpose of,

SIR,

Your most obedient humble Servant,

George Washington.

And that he had also received inclosed in the above, a joint Letter of all the Officers in the *Virginia* Regiment, signed by Col. *Washington*, in their Behalf, as follows,

To

To the Worshipful the Speaker, and the Gentlemen of the House of Burgeffes.

WE the Officers of the *Virginia* Regiment, are highly fenfible of the Particular Mark of Distinction, with which you have honored us, in returning your Thanks for our Behaviour in the late Action; and cannot help testifying our grateful Acknowledgments for your high Sense of what we shall esteem a Duty to our Country, and to the best of Kings.

Favor'd with your Regard, we shall zealously endeavour to deserve your Applause, and by our future Actions, strive to convince the Worshipful House of Burgeffes how much we esteem their Approbation; and as it ought, to be, regard it as the Voice of our Country.

Signed for the whole Corps,
George Washington.

M^r *Bushrode*, from the Committee appointed, according to Order, presented to the House, a Bill, *For the better and more effectual Improvement of the Staple of Tobacco*; and the same was read the first Time and ordered to be read a second Time. 13

A Message from the Council by M^r *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for adding Part of the Counties of Albemarle and Lunenburg to the County of Bedford*, with some Amendments, to which they desire the Concurrence of this House.

The House immediately proceeded to the Consideration of the said Amendments, and the same were read and agreed to by the House.

Ordered, That M^r *Randolph* do go up with a Message to the Council, and acquaint them, that this House have agreed to the Amendments by them proposed to the said Bill.

An ingrossed Bill, intituled, *An Act for vesting 700 Acres of Land with the Appurtenances, lying on Cherrystone's Creek in the Parish of Hungar's and County of Northampton, in Littleton Eyre Gent. in Fee-Simple*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That M^r *Waller* do carry it to the Council for their Concurrence.

M^r *Ruffin* reported, that the Committee, to whom the Bill *To dock the Intail of certain Lands whereof Joseph Bridger is seized as Tenant in Fee-Tail, and to sell the same in Fee-Simple, and lay out the Money arising by such Sale, in Slaves to be annexed to other intailed Lands therein mentioned*; was committed, had examined into the Allegations thereof and found them to be true; and he delivered the Bill in at the Table.

Ordered, That the Bill be ingrossed.

A Petition of *William Hunter*, Printer, setting forth, That his Salary, as Printer to this House, will expire at the End of this Session of Assembly, and praying that the same may be continued to him, was presented to the House and read.

Resolved, That the Sum of Three Hundred Pounds *per Annum*, be allowed to *William Hunter*, Printer, from the End of this present Session, to the next Session of Assembly for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations, and other Acts of Government, and all other public Services.

The House proceeded to the Consideration of the Petition of *Thomas Penman*, Keeper of the Public Goal, which was ordered to lie on the Table on *Monday* last, and the same being read, it was thereupon,

Resolved, That the Additional Sum of 15 £. be paid to the said *Thomas Penman*, every Year, over and above his usual Salary of 25 £.

Resolved, That Ten Pounds of Tobacco, *per Day* be allowed the said *Thomas Penman*, for every Criminal committed to the said Goal, during such Criminal's Imprisonment from this Time to the End of the next Session of Assembly.

A Bill, *For raising the Sum of Twenty Thousand Pounds, for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, was read a second Time, and ordered to be committed to a Committee of the whole House.

14 *Resolved*, That this House will resolve itself into a Committee upon the said Bill, To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



FRIDAY, OCTOBER 25th, 1754.

Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

An ingrossed Bill, intituled, *An Act to dock the Intail of certain Lands whereof Joseph Bridger is seised as Tenant in Fee-Tail, and to sell the same in Fee-Simple, and lay out the Money arising by such Sale in Slaves to be annexed to other entailed Lands therein mentioned*, was read the third Time, and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Gray do carry it to the Council, for their Concurrence.

A Message from the Council, by Mr Walthoe;

That they have agreed to the Bill, intituled, *An Act for vesting 700 Acres of Land, with the Appurtenances, lying on Cherritone's Creek in the Parish of Hungar's, and County of Northampton, in Littleton Eyre, Gent. in Fee-Simple*; without any Amendment.

Mr Charles Carter reported, that the Committee appointed to examine the Treasurer's Accounts to them referred, had had the same under their Consideration, and had examined the several Articles and Vouchers thereof, whereupon it appeared to the Committee, that the said Accounts are duly stated, and that the Ballance now in the Hands of the Treasurer, is Four Thousand and Forty Seven Pounds, Eight Shillings.

The House immediately took into Consideration the said Report, and the same being read, was agreed to by the House.

Resolved, That the said Accounts do pass.

Ordered, That Mr Charles Carter do carry the said Accounts to the Council for their Concurrence.

Upon a Motion made,

15 *Resolved*, That an humble Address be presented to his Honor the Governor, to express our Approbation of the conduct and gallant Behaviour of the several Officers of the Virginia Forces, except George Mufe, late Lieutenant-Colonel, and Jacob Vanbraam late Captain, and to desire his Honor to recommend them in a particular Manner to his Majesty's Favor; and at the same Time to acquaint his Honor, that it is the Opinion of this House, that nothing will contribute so much to the Success of the Expedition against the Invaders of his Majesty's Dominions, as a proper Encouragement to such of the Inhabitants as shall be inclined to serve in his Majesty's Army in the present Expedition, and that Mr Charles Carter, Mr Landon Carter, Mr Fitzhugh, Mr Bland, and Mr Randolph, do wait on his Honor with the said Address.

An ingrossed Bill, intituled, *An Act for docking the Intail of certain Lands in the County of Nanfemond, and vesting the same in Thompson Swann, in Fee-Simple, and for settling other Lands and Slaves, of greater Value, to the same Uses*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Holloday do carry it to the Council for their Concurrence.

A Bill *For the better and more effectual Improvement of the Staple of Tobacco*, was read a second Time, and ordered to be committed to a Committee of the whole House.

And

And then the House resolved itself into a Committee upon the said Bill, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

The House according to Order, resolved itself into a Committee upon the Bill, *For raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, and gone through the same, and made several Amendments thereto, which he read in his Place, and afterwards delivered in at the Table.

Ordered, That the Consideration of the said Report be put off till To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



SATURDAY, OCTOBER 26th, 1754.

THE House proceeded to the Consideration of the Report made Yesterday from the Committee of the whole House, to whom the Bill, *For raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, was committed, which was referred to be considered this Day, and the same being read was agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

The House according to Order resolved itself into a Committee upon the Bill, *For the better and more effectual Improvement of the Staple of Tobacco*, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, and gone thro' the same, 16 and had made several Amendments thereto, which he read in his Place, and afterwards delivered in at the Table, where the same were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

And then the House adjourned 'till Monday Morning Eleven o'Clock.



MONDAY, OCTOBER 28th, 1754.

A Petition of fundry Inhabitants of the Parish of *Cople* in the County of *Westmoreland*, was presented to the House and read, setting forth, That there had been for a long Time a Person sitting and acting as a Vestryman of the said Parish, who was no Inhabitant thereof, contrary to the Directions of an Act of Assembly, in that Case made and provided, who had so great Influence over the Vestry, that, notwithstanding divers Attempts had been made to comply with the law, by electing another Vestryman in his Room, he had still continued in that Office, during which Time, he had, by his unlawful Votes, and Influence caused many of his own Relations to be elected of the said Vestry, who the Petitioners apprehend are actuated solely by his Directions, and who, on Occasion, might serve as proper Instruments to support any destructive Schemes to their Ruin, in the Recess of this Assembly when no Redress could be obtained: And also complaining of divers male Practices in the Churchwardens of the said Parish, and praying that the said Vestry may be dissolved, or their Grievances otherwise redressed, as to this House should seem meet.

Ordered,

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

A Petition of fundry Merchants and others Inhabitants of the Counties of *Prince-George* and *Dinwiddie*, was presented to the House and read, complaining of great Abuses and iniquitous Practices, committed at the upper Warehouses on *James* and *Appamatox* Rivers, by a Company of Men confederate and in Partnership together, called Pickers, attending the said Warehouses, to pick such Tobacco as shall be refused by the Inspectors, whom the Planters are obliged to employ as most of them live at too great a Distance from the Warehouses, to pick their refused Tobacco themselves, and that the Planters are obliged to comply with their Terms, however exorbitant, or have their Tobacco totally burnt, according to the Directions of the Tobacco Law; that their Behaviour is become so general and public a Grievance, that it requires immediate Redress. and praying that this House will make such Provision against this crying Evil as shall by them be thought most effectual.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

A Message from the Council by Mr *Walthoe*.

- That they have agreed to the Resolve for allowing *William Hunter*, Printer, the
- 17 Sum of Three Hundred Pounds, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations, and other Acts of Government, and all other public Services.

And that they have passed the Treasurer's Accounts.

Upon a Motion made,

Ordered, That the third Reading of the Bill, intituled, *An Act for the better and more effectual Improvement of the Staple of Tobacco*, be put off 'till Saturday Se'ennight.

A Bill, intituled, *An Act for raising the Sum of Twenty Thousand Pounds, for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Charles Carter* do carry it to the Council for their Concurrence.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



TUESDAY, OCTOBER 29th, 1754.

 R. *Charles Carter* reported, that the Committee appointed, had, according to Order, waited on his Honor the Governor, with the Address of this House, expressing our Approbation of the Conduct and gallant Behaviour of the several Officers of the *Virginia* Forces, except *George Mufe*, late Lieutenant-Colonel, and *Jacob Vanbraam* late Captain, and do desire his Honor to recommend them in a particular Manner to his Majesty's Favor; and at the same Time to acquaint his Honor, that it is the Opinion of this House, that nothing will contribute so much to the Success of the Expedition against the Invaders of his Majesty's Dominions, as a proper Encouragement to such of the Inhabitant, as shall be inclined to serve in his Majesty's Army in the present Expedition; to which his Honor answered, that he was pleased that the Sentiment of this House concurred with his own; that he had already made a Representation to his Majesty in their Favor, and would take Care to renew it.

A Message from the Council, by Mr *Walthoe*;

That they have agreed to the Bill, intituled, *An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*.

Also to the Bill, intituled, *An Act for docking the Intail of certain Lands in the County of Nanfemond, and vesting the same in Thompson Swann, in Fee-Simple, and for settling*

ting other Lands and Slaves, of greater Value, to the same Uses, with an Amendment, to which they desire the Concurrence of this House.

The House immediately proceeded to the Consideration of the said Amendment, and the same being read, was agreed to by the House.

Ordered, That Mr *Holladay* do go up with a Message to the Council and acquaint them that this House doth agree to the Amendment by them proposed to the said Bill. 18

A Written Message from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker*, and Gentlemen of the House of Burgeses,

"As you must be sensible of the Deficiency of the Laws now in Force in Regard to the enlisting Men in this Colony, for his Majesty's Service; and the Necessity there is, at this critical Juncture, for raising a great Number, for carrying on and prosecuting, with all Vigor and Dispatch, the present Expedition. I have thought it proper to recommend to your House, to frame a Bill, agreeable to the Act passed, for the like Purpose, on the *Carthage* Expedition; to facilitate the raising of Men in the several Counties, by drafting Men out, or empowering the Justices, in their respective Counties, to take up all Vagrants; and that such, who, upon Examination, shall not give a good Account of themselves, and who it shall appear have no visible Way of getting an honest Livelihood, may be compelled to enlist as Soldiers, and serve their King and Country."

Ordered, That the said Message be referred to the Consideration of a Committee of the whole House.

The House immediately resolved itself into a Committee to take into their Consideration the said written Message, and after some Time spent therein, Mr *Speaker* resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Message under their Consideration, and had come to a Resolution thereupon, which they had directed him to report to the House; and he read the same in his Place, and afterwards delivered it in at the Table, where it was again twice read, and agreed to by the House, as follows,

Resolved, That all Persons who have no visible Way of getting an honest Livelihood, be compelled to serve as Soldiers in his Majesty's Service, in the Expedition to the *Ohio*.

Ordered, That a Bill be brought in pursuant to the said Resolution, and it is referred to Mr *Charles Carter* to prepare and bring in the same.

A Petition of *William Lightfoot*, Esq; setting forth, That the honorable *Philip Lightfoot*, Esq; deceased, the Petitioner's Father, did, in the Year 1746, lend and advance to the Country, the Sum of 2,485 £. at the Rate of 5 *per Cent. per Annum*. That the Petitioner lately applied to the Treasurer for his said Money, and Interest, who answered he was not in Cash; and praying that this House will direct the Treasurer to pay the Petitioner Interest for his said Money, at the Rate of 6 *per Cent. per Annum*, during the Continuance of the Act, intitled, *An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi*, was presented to the House and read, and thereupon,

Resolved, That an additional Interest of 1 *per Cent.* be allowed to those public Creditors, who have lent any Money to the Country, before the Passing of the Act, intitled, *An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi*.

Ordered, That the said Resolve be ingrossed, and that Mr *Martin* do carry it to the Council for their Concurrence.

Upon a Motion made,

Resolved, That an humble Address be made to his Majesty, to express our Loyalty and Attachment to his Royal Person; and to return him our sincere Thanks for the Money and Arms that he hath been graciously pleased to grant, for the Protection and Defence of this Colony, and to inform him of our Readiness shewn, notwithstanding our great Inability, from a depressing Poverty, to support his Rights to the Lands on the *Ohio*, by an additional Aid of Twenty Thousand Pounds, now levied on the People here, and to entreat the Continuance of his Royal Assistance. 19

Ordered,

Ordered, That a Committee be appointed to draw up an Address pursuant to the said Resolution, and it is referred to Mr *Landon Carter*, Mr *Charles Carter*, Mr *Carter Burwell*, Mr *Thornton*, Mr *Page*, and Mr *Dudley Digges*, to prepare and bring in the same.

Ordered, That a Message be sent to the Council to acquaint them that this House have appointed six of their Members to draw up the said Address to his Majesty, and to desire that they will join, and appoint a Committee of their Members to assist therein; and that Mr *Landon Carter* do go up with the said Message.

A Petition of sundry Inhabitants of the County of *Amelia*, in Opposition to a Petition of the *Southern* Inhabitants of the said County, said to have been presented to this House, for dividing the said County of *Amelia*, by the Parish Line, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



WEDNESDAY, OCTOBER 30th, 1754.

CLAIM of *John Wheatley*, for dieting and lodging the tributary *Indians*, when in *Williamsburg*, was presented to the House and received.



Ordered, That the said Claim be referred to the Consideration of the next Session of Assembly.

A Petition of *Christopher Gift*, was presented to the House and read, setting forth, That he had for some Years past, used his utmost Endeavours to promote the Settlement of his Majesty's Lands on the River *Ohio*; and had engaged a Considerable Number of Families to remove there from the adjoining Provinces, which was prevented after the first of them came there, by a Survey made by one *William Ruffel*, which included the Land where the said Settlement was proposed. That the Petitioner having settled there with his Family, upon the late Incurfions of the *French*, his Majesty's Forces, under the Command of Colonel *Washington*, encamped at the Petitioner's Plantation, and his Horses and Carriage being employed in his Majesty's Service, he was thereby prevented from removing the greatest Part of his Effects, to the Value of near Two Hundred Pounds which the *French* either took away or destroyed, besides setting Fire to all his Houses, and Fencing, which had been removed, and used as a Palisadoe for the Security of his Majesty's Forces, to a considerable Value; and praying that this House will be pleased to make him such Allowance, for repairing his Losses, as they shall think fit; as he has been, and still shall be ready, on all Occasions, to risque his Life, and small Fortune, in promoting the Settlement of that Part of his Majesty's Dominions, so necessary to the Preservation and Interest of all his *American* Plantations.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

Mr *Landon Carter* presented to the House, according to Order, a Bill, *For raising Levies and Recruits to serve in the present Expedition against the French, on the Ohio*; and the same was read the first Time and ordered to be read a second Time.

Upon a Motion made,

A Bill *For raising Levies and Recruits to serve in the present Expedition against the French, on the Ohio*, was read a second Time, and ordered to be committed to a Committee of the whole House.

The House immediately resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved,

Resolved, That this House will again resolve itself into a Committee to take into their further Consideration, the said Bill, To-morrow.

A Message from the Council by Mr *Walthoe*.

That they have appointed Three of their Members to meet, and, in Conjunction with those appointed by this House, to prepare an Address to his Majesty, pursuant to the Resolution of this House, and that the said Committee of the Council are now ready in the Conference-Chamber, to meet the Managers of this House.

And that they have agreed to the Bill, intituled, *An Act to dock the Intail of certain Lands whereof Joseph Bridger is seised as Tenant in Fee-Tail, and to sell the same in Fee-Simple, and lay out the Money arising by such Sale in Slaves to be annexed to other entailed Lands therein mentioned*; without any Amendment.

And then the House adjourned 'till To-morrow Morning Eleven o'Clock.



THURSDAY, OCTOBER 31st, 1754.



CLAIM of *Thomas Crawford*, for taking up a Runaway therein mentioned, was presented to the House and received.

Ordered, That the said Claim be referred to the Consideration of the next Session of Assembly.

Mr *Landon Carter* reported, that the Persons appointed, had according to Order, prepared an Address to his Majesty; and he read the same in his Place, and then delivered in at the Table, where it was again twice read and agreed to by the House. 21

Ordered, That the said Address be fairly transcribed, and that Mr *Landon Carter* do carry it up to the Council for their Concurrence.

Ordered, That Mr *Johnson* have Leave to be absent from the Service of this House, for the Recovery of his Health.

The House, according to Order, resolved itself into a Committee upon the Bill, *For raising Levies and Recruits, to serve in the present Expedition against the French, on the Ohio*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, and gone thro' the same, and made several Amendments thereto, which they had directed him to report to the House; and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

Upon a Motion made,

Ordered, That the Speaker be directed to agree with proper Persons for erecting a Gallery in this House.

Upon a Motion made,

Ordered, That the Printer to this House, be directed to print and publish the Bill, *For the better and more effectual Improvement of the Staple of Tobacco*; and that he deliver a Copy thereof to each Member of this House, for their Perusal.

Upon a Motion made.

Ordered, That Leave be given to bring in a Bill, *For paying the Burgeesses Wages in Money, for this present Session of Assembly*; and it is referred to Mr *Charles Carter* to prepare and bring in the same.

Mr *Charles Carter*, according to Order, presented to the House a Bill, *For paying the Burgeesses Wages in Money for this present Session of Assembly*; and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made.

A Bill, *For paying the Burgeesses Wages in Money for this present Session of Assembly*, was read a second Time.

Ordered, That the Bill be ingrossed, and read a third Time.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

FRIDAY,

FRIDAY, NOVEMBER 1st, 1754.

Bill, intituled, *An Act for raising Levies and Recruits, to serve in the present Expedition against the French on the Ohio*; was read the third Time, and a Blank therein filled up.

Resolved, That the Bill do pass.

22 *Ordered*, That M^r Charles Carter do carry it to the Council for their Concurrence.

Ordered, That a Committee be appointed to examine the inrolled Bills, of the following Persons, viz. M^r Pendleton, M^r Henry Robinson, M^r Power, and M^r Ruffin.

A Bill, intituled, *An Act for paying the Burgeffes Wages in Money for this present Session of Assembly*; was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Charles Carter do carry it to the Council for their Concurrence.

Ordered, That there be a Call of the House To-morrow.

Resolved, That the several Sums following, be paid to the several Officers of the General Assembly, respectively.

To M^r John Randolph, Clerk of the House of Burgeffes 90 £.

To M^r Walthoe, Clerk of the General Assembly, ... 40

To the Reverend M^r Stith, Chaplain, ... 20

To M^r Eppes, Serjeant at Arms, ... 30

To the Door-Keeper of the Council, ... 6

To Andrew Lindefay, } 6

To Thomas Broadrib, } Door-Keepers to the House, ... 6

To James Lavie, } 6

To M^r John Palmer, for his Services, ... 10

Ordered, That M^r Charles Carter do carry the said Resolve to the Council for their Concurrence.

A Message from the Council by M^r Walthoe.

That they have agreed to the Address to his Majesty, with some Amendments, to which they desire the Concurrence of this House.

The House immediately proceeded to the Consideration of the said Amendments, and the same being read, one of them was agreed to, and the others disagreed to.

Ordered, That M^r Landon Carter do go up with a Message to the Council, and acquaint them, that this House have agreed to one of their Amendments to the said Address, and disagreed to the others, and that this House desire they will pass the Address with the Amendment agreed to.

A Message from the Council by M^r Walthoe,

That they adhere to their Amendments disagreed to by this House, in the Address to his Majesty, and desire this House will recede from their Disagreement thereto.

That they have agreed to the Bill intituled, *An Act for paying the Burgeffes Wages in Money for this present Session of Assembly*.

Also to the Resolve for allowing an additional Interest of 1 per Cent. to those public Creditors, who have lent any Money to the Country, before the Passing of the Act, intituled, *An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi*.

Also to the Resolve, for paying the several Officers of the General Assembly, the respective Sums of Money therein mentioned.

23 The House proceeded to take into their Consideration, the Amendments adhered to by the Council, in the Address to his Majesty, and the same being read,

Resolved, That this House do adhere to their Disagreement to the said Amendments.

A Message from the Council by M^r Walthoe;

That they have agreed to the Bill, intituled, *An Act for raising Levies and Recruits to serve in the present Expedition against the French, on the Ohio*, with two Amendments, to which they desire the Concurrence of this House.

The

The Houfe immediately proceeded to take into their Confideration the Amendments propofed by the Council to the faid Bill, and the fame being read, were agreed to by the Houfe:

Ordered, That M^r Charles Carter do go up with a Meffage to the Council, and acquaint them that this Houfe have agreed to the Amendments by them propofed to the faid Bill.

Ordered, That M^r Bolling have Leave to be abfent from the Service of this Houfe.

And then the Houfe adjourned 'till To-morrow Morning Eleven o'Clock.



SATURDAY, NOVEMBER 2d, 1754.

THE Houfe, was, according to Order, called over, and the Names of fuch Members, as made Default to appear, were taken down, and the Lift of Defaulters being called over, Excufes were made for them, which were allowed.

M^r Pendleton reported, That the Committee appointed had, according to Order, examined the inrolled Bills, and rectified fuch Miftakes as were found therein, and that they were truly inrolled.

Ordered, That M^r Pendleton do carry the inrolled Bills, to the Council for their Infpection.

A Meffage from the Council, by M^r Walthoe;

That they have infpected the inrolled Bills, and are fatisfied they are truly inrolled

A Meffage from the Governor by M^r Walthoe.

M^r Speaker,

The Governor commands the immediate Attendance of this Houfe in the Council Chamber, and that you bring with you fuch Bills as are ready for his Affent.

M^r Speaker, with the Houfe went up accordingly, and the Governor was pleafed to give his Affent to the following public and private Bills.

1. *An Act for raifing the Sum of Twenty Thoufand Pounds for the Protection of his Majesty's Subjects againft the Infults and Encroachments of the French.*
2. *An Act for raifing Levies and Recruits to ferve in the prefent Expedition againft the French, on the Ohio.*
3. *An Act for paying the Burgefles Wages in Money for this prefent Seffion of Affem- 24*
4. *An Act for adding Part of the Counties of Albemarle and Lunenburg to the County of Bedford.*
5. *An Act for vefting 700 Acres of Land, with the Appurtenances, lying on Cherriftone's-Creek, in the Parifh of Hungar's, and County of Northampton, in Littleton Eyre, Gent. in Fee-Simple.*
6. *An Act for docking the Intail of certain Lands in the County of Nanfemond, and vefting the fame in Thompson Swann, in Fee-Simple, and for fettling other Lands and Slaves, of greater Value, to the fame Ufes.*
7. *An Act to dock the Intail of certain Lands whereof Jofeph Bridger is feifed as Tenant in Fee-Tail, and to fell the fame in Fee-Simple, and lay out the Money arifing by fuch Sale in Slaves to be annexed to other entailed Lands therein mentioned.*

And likewife to the following Refolves of the Houfe of Burgefles which the Council had agreed to, viz.

1. For allowing an additional Interelt of 1 per Cent. to thofe publick Creditors, who have lent any Money to the Country, before the paffing of the Act, intituled, *An Act for the Encouragement and Protection of the Settlers upon the Waters of the Miffiffippi.*
2. For allowing William Hunter, Printer, the Sum of Three Hundred Pounds per Annum, from this prefent Seffion, to the End of the next Seffion of Affembly, as a full Recompence for printing and delivering Infpectors Notes and Books, printing Proclamations, and other Acts of Government, and all other public Services.

3. For paying the several Officers of the General Assembly, the respective Sums of Money therein mentioned.

And then his Honor was pleased to make the following Speech,

Gentlemen of the Council, M^r Speaker, and Gentlemen of this House of Burgeffes.

I Sincerely thank you for your Vote of Supply, for conducting the Necessary Expedition. I shall take proper Care of representing to his Majesty, your Loyalty, and the Aid you have granted.

Be assured, *Gentlemen*, the Money now given shall be, with great Frugality, and due OEconomy, applied for the Uses it's intended.

As you have unanimously granted this Supply, I am to desire your Interest, in the different Counties you represent, to encourage the Subjects, by your Arguments, and Reasons, freely to enlist for the Protection of our Lives, and fortunes; and to give your Countenance to such Officers that may be commissioned to raise the Levies.

And I heartily desire, Love, and Friendship, may subsist among the different Ranks of our People. Your Example, *Gentlemen*, will be great Encouragement to others; and, I hope, for the future, generous Benevolence will incite every Member of the Community, to a due and just Regard, for the Happiness, and Peace, of the whole.

I therefore prorogue you to the second *Thursday* in *March* next, and you are accordingly prorogued to that Time.

THE
JOURNAL
OF THE
HOUSE
OF
BURGESSES,
MDCCLV.

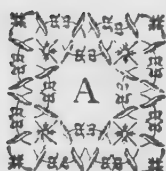
Being the SIXTH SESSION of this present
GENERAL ASSEMBLY.



WILLIAMSBURG:
Printed by WILLIAM HUNTER. 1755.

THE
JOURNAL
OF THE
HOUSE OF BURGESSES.

Thursday, May 1st, 1755.



Message from the Governor was delivered by M^r *Walthoe*;

M^r Speaker, and Gentlemen of the House of Burgeffes;

“The Governor commands the immediate Attendance of your
“House in the Council-Chamber.”

Accordingly M^r Speaker, with the House, went up to attend the Governor;

And being returned, he reported, That the House had attended the Governor in the Council-Chamber, and that the Governor was pleased to make a Speech to the Council and this House; of which he had, to prevent Mistakes, obtained a Copy, which he read to the House, and afterwards delivered in at the Table, where it was again read, and is as follows:

Gentlemen of the Council, M^r Speaker, and Gentlemen of the House of Burgeffes.

BY Directions from *Great-Britain*, I now call you together, that you may consider of such Measures as may be most suitable to the present critical Situation and Circumstances of the *British* Colonies on this Continent in general, and of this Dominion in particular.

By a letter from Sir *Thomas Robinson*, Secretary of State, which I shall cause to be laid before you, I was directed to provide a sufficient Quantity of fresh Provisions for the Use of the Troops from *Ireland*; on their Arrival here, Colonel *John Hunter*, in Pursuance of my Orders and Directions, did supply them; and I hope you will make the necessary Dispositions for his Reimbursement.

I have the Pleasure to acquaint you, that his Majesty, out of his great Regard for his Subjects on this Continent, and a proper Repentment of the unjustifiable Invasions and Encroachments of the *French*, on his *American* Dominions, has, of his gracious Goodness to us, ordered four Regiments, consisting each of a Thousand Men, with a large Train of Artillery for our Aid and Assistance, besides the Regiments now at *Nova-Scotia*, all at the Expence of the Crown of *Great-Britain*.

His Excellency General *Braddock*, Commander in Chief of all his Majesty's Forces on this Continent; the Honorable Commodore *Keppel*, Commander of his Majesty's Ships of War; the Governors of *New-England*, *New-York*, *Pensylvania*, *Maryland*, and myself, met in Council the 14th of last Month; where the Affairs of the Colonies were maturely considered, and a Plan of Operations for this Summer's Campaign adjusted, with so much Judgment, that, if properly supported, the Designs of our Enemies will probably

probably be defeated, and the Peace and Safety of our Country established on the most permanent Foundations.

It was reported that Six *French* Men of War, with Transports, were arrived at *Louisburg*: If it be so, that Reinforcement, added to the Forces and Militia in *Canada*, may prove too numerous for our present Force; and therefore, in Prudence, we ought to be provided for all Events, and with Spirit and Resolution, raise Men and Money to reinforce and support our present Forces.

The Operations of this Year, will, doubtless, be attended with considerable Expence; and without an adequate Aid from the Colonies, I dread the Consequences!——— Let me therefore intreat you (as it is now in your Power, if you properly exert yourselves, to render the *French* Schemes abortive) that you would grant with Promptitude, such a sufficient Supply, as appears to be necessary at this critical Juncture; by which Means you will, in all Likelihood, prevent the Occasion of much greater Expences hereafter, which must unavoidably arise from a Neglect at Present.

Many of the other Colonies have shewn a good Spirit, and a just Regard to his Majesty's Orders at this Time: The Supplies granted by them, I shall cause to be laid before you; and I hope their Conduct, will raise in you, *Gentlemen of the House of Burgesses*, a laudable Emulation; and that you will approve your Gratitude for his Majesty's distinguished Care, by rendering it effectual for his gracious Purposes, your Preservation and Prosperity.

Expresses will be necessary from the Camp to *Williamsburg*.———*Pennsylvania* and *Maryland* have laid Horfes from *Winchester* to their Colonies. The General sends his Letters to *Winchester*, and I hope you will provide that Horfes may be held in Readiness, at proper Stages, for Dispatches from thence to this Place.

The Ordinaries are very extravagant; the Subaltern Officers and Soldiers cannot pay as other transient Travellers, and I hope you will make a suitable Regulation in that Behalf.

The poor Men who suffered at the Meadows with Colonel *Washington*, I recommend 3 to your Favor, as they were disabled in the Service of their Country.

I have received an Instruction from his Majesty, relating to an Act of Assembly, in Regard to Executions and Relief of insolvent Debtors; I am ordered to recommend it to you, to pass an Act of the like Nature, with some Amendments, which I now do, and shall cause the Instruction to be laid before you.

Your last Vote of Supply was very agreeably received at Home, and you were accordingly truly recommended for your dutiful Obedience to his Majesty's Commands; continue thus to distinguish yourselves the Sons of *Britons*, and convince the World, that the heroic martial Spirit of your Progenitors, (famed over the Universe) still animates their Children in the remotest Regions.

Gentlemen of the Council, Mr. Speaker, and Gentlemen of the House of Burgesses.

I am so intimately acquainted with your impending Danger, and so earnestly desirous that it may be averted, that I cannot conclude without exhorting you to consider, with the most serious Attention, the great and important Affairs which I have now laid before you, and the absolute Necessity there is at present of the most vigorous and effectual Resolutions, for the Preservation of your Lives! Your Liberties! Your Properties! Your Religion! all that is held dear and sacred among Mankind.

Resolved, That an humble Address be made to the Governor, to return his Honor the Thanks of this House for his Speech; to acknowledge his Majesty's paternal and tender Concern for the Preservation and Prosperity of this Colony, in sending to our Assistance a Body of regular Forces; to assure his Honor, that we will take the important Matters recommended by him, under our serious Consideration, and that his Majesty's Interest, and the public Good of our Country shall govern us in all our Resolutions.

Ordered, That a Committee be appointed to draw up an Address to the Governor, pursuant

purfuant to the faid Refolution; and it is referred to M^r *Bland*, M^r *Charles Carter*, M^r *Landon Carter*, M^r *Randolph*, and M^r *Benjamin Harriſon*, to prepare and bring in the ſame.

Ordered, That the Reverend M^r *William Stih* be continued Chaplain to this Houſe, and that he attend to read Prayers every Morning at Nine o'Clock.

Ordered, That *William Francis*, *Thomas Broadrib*, *Andrew Lindefay*, and *James Lavie*, be continued in their reſpective Offices of Door-Keepers to this Houſe, and that they give their Attendance accordingly.

A Petition of *John Spalding*, praying that he may be appointed a Door-Keeper to this Houſe, in the Room of *Robert Wager*, deceased.

4 Alſo a Petition of *James Bird*, to the ſame Purpoſe, were ſeverally preſented to the Houſe and read, and the Queſtion being thereupon ſeverally put.

It paſſed in the Negative.

Reſolved, That the ſaid Petitions be rejected.

A Member returned upon a new Writ having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

Ordered, That an Addreſs be made to the Governór, to order a new Writ to iſſue, for the electing a Burgeſs to ſerve in this preſent General-Aſſembly for the College of *William and Mary*, in the Room of *Peyton Randolph*, Eſq; who ſince his Election, hath accepted of the Office of his Maſteſty's Attorney-General of this Colony, and that M^r *Landon Carter* do wait on him with the ſaid Addreſs.

Reſolved, That this Houſe will take the Governor's Speech into Conſideration, To-morrow.

Ordered, That an Addreſs be made to the Governor, to order a new Writ to iſſue for the electing a Burgeſs to ſerve in this preſent General Aſſembly, for the County of *Cumberland*, in the Room of M^r *Samuel Scott*, deceased; and that M^r *Carrington* do wait on him with the ſaid Addreſs.

Ordered, That an Addreſs be made to the Governor, to order a new Writ to iſſue for the electing a Burgeſs to ſerve in this preſent General Aſſembly, for the County of *Glouceſter*, in the Room of M^r *Beverly Whiting*, deceased; and that M^r *Page*, do wait on him with the ſaid Addreſs.

And then the Houſe adjourned 'till To-morrow Morning, Ten o'Clock.



Friday, May 2d, 1755.

 Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inſtead of the Oaths of Allegiance and Supremacy, and taken and ſubſcribed the Oath of Abjuration, and alſo ſubſcribed the Teſt, was admitted to his Place in the Houſe.

A Meſſage from the Governor by M^r *Walthoe*;

M^r *Speaker*,

"I am commanded by the Governor to lay before your Houſe, his Maſteſty's Inſtructions relating to an Act of Aſſembly of this Colony, intituled, *An Act for declaring the Law concerning Executions, and for the Relief of inſolvent Debtors.*"

Alſo an original Letter from Sir *Thomas Robinſon* to his Honor of the 26th of October laſt.

Alſo an Account of the Supplies granted by the ſeveral Northern Colonies on the Continent for the preſent Expedition.

5 *Ordered*, That the ſaid Papers do lie on the Table.

Ordered,

Ordered, That a Committee of Privileges and Elections be appointed of the following Persons, *viz.*

	<i>Mr Carter Burwell,</i>
<i>Mr Charles Carter,</i>	<i>Mr Lomax,</i>
<i>Mr Attorney,</i>	<i>Mr Waller,</i>
<i>Mr Bland,</i>	<i>Mr Power,</i>
<i>Mr Johnson,</i>	<i>Mr Christopher Robinson,</i>
<i>Mr Landon Carter,</i>	<i>Mr Pendleton, and</i>
<i>Mr Wythe.</i>	

And they are to meet and adjourn, from Day to Day, and to examine in the first Place, all Returns of Writs for electing Burgeffes to serve in this present General Assembly, and to compare the same with the Form prescribed by Law; and to take into their Consideration all such Matters as shall or may come in Question, touching Returns, Elections, and Privileges, and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the House: And the said Committee are to have Power to send for Persons, Papers and Records for their Information.

Ordered, That a Committee of Propositions and Grievances be appointed of the following Persons, *viz.*

	<i>Mr Charles Carter,</i>
<i>Mr Woodbridge,</i>	<i>Mr Kennon,</i>
<i>Mr Carter Burwell,</i>	<i>Mr Wormeley,</i>
<i>Mr Moor,</i>	<i>Mr Bland,</i>
<i>Mr Lomax,</i>	<i>Mr Waller,</i>
<i>Mr Spotswood,</i>	<i>Mr Attorney,</i>
<i>Mr Fairfax,</i>	<i>Mr Presley Thornton,</i>
<i>Mr Benjamin Harrison,</i>	<i>Mr Randolph,</i>
<i>Mr Norton,</i>	<i>Mr Power,</i>
<i>Mr Landon Carter,</i>	<i>Mr Christopher Robinson,</i>
<i>Mr Page,</i>	<i>Mr William Digges,</i>
<i>Mr Dudley Digges,</i>	<i>Mr Robert Burwell,</i>
<i>Mr Cocke,</i>	<i>Mr Walke,</i>
<i>Mr Richard Eppes,</i>	<i>Mr Pendleton,</i>
<i>Mr Johnson,</i>	<i>Mr Ruffin,</i>
<i>Mr Washington, and</i>	<i>Mr Wythe.</i>

And they are to meet and adjourn, from Day to Day, and to take into their Consideration, all Propositions and Grievances that shall come legally certified to this Assembly; and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the House: And all such Propositions and Grievances are to be delivered to the Clerk of the House, and by him to the said Committee of Course: And the said Committee are to have Power to send for Persons, Papers and Records for their Information.

Ordered, That a Committee of public Claims be appointed of the following Persons, *viz.*

	<i>Mr Ruffin,</i>
<i>Mr Westwood,</i>	<i>Mr Harwood,</i>
<i>Mr Eyre,</i>	<i>Mr Thomas Tabb,</i>
<i>Mr Wood Jones,</i>	<i>Mr Spencer Ball,</i>
<i>Mr Wilson,</i>	<i>Mr Francis Smith,</i>
<i>Mr Etheldred Taylor,</i>	<i>Mr Alexander,</i>
<i>Mr Gale,</i>	<i>Mr Cave,</i>
<i>Mr John Jones,</i>	<i>Mr Isham Eppes,</i>
<i>Mr Nash,</i>	<i>Mr Patton, and</i>
<i>Mr Gray.</i>	

And they are to meet and adjourn, from Day to Day, and to take into their Consideration all public Claims which shall be presented to the House during this Session, and

and to report their Proceedings, with their Opinions thereupon, to the House, when they have gone through the said Claims: And all Persons who have any Claims are to deliver them to the Clerk, and he is to deliver the same to the said Committee of Course: And they are to have Power to send for Persons, Papers and Records for their Information.

Ordered, That a Committee for Courts of Justice be appointed of the following Persons, *viz.*

Mr Attorney,

Mr John Tabb,
Mr Carrington,
Mr Bushrode,
Mr Pendleton,
Mr Briggs,
Mr Anderson,
Mr Wythe.

Mr Gabriel Jones,
Mr Curtis,
Mr Venable,
Mr Blackwall,
Mr Jefferson,
Mr James Ball, and

And they are to meet and adjourn, from Day to Day, and to take into their Consideration, all Matters relating to Courts of Justice, and such other Matters, as shall from Time to Time be referred to them; and report their Proceedings, with their Opinions thereupon, to the House: And the said Committee are to have Power to send for Persons, Papers, and Records for their Information.

Resolved, That Eleven of the Committee of Propositions and Grievances, and five of any other Committee, be a sufficient Number to make a Committee.

Ordered, That Mr John Palmer, be appointed Clerk of the Committees of Propositions and Grievances, and Privileges and Elections.

Ordered, That Mr Miles Cary, be appointed Clerk of the Committee of public Claims.

A Petition of *Anderson Stith*, praying that he may be appointed Clerk of the Committee for Courts of Justice.

Also a Petition of *George Davenport*, to the same Purpose, were severally presented to the House and read, and the Question being thereupon severally put,

It passed in the Negative.

Resolved, That the said Petitions be rejected.

Ordered, That Mr Thomas Everard be appointed Clerk of the Committee of Courts of Justice.

7 Mr Bland reported, That the Committee appointed, had, according to Order, prepared an Address to the Governor, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read, and agreed to, and is as follows;

S I R,

W E His Majesty's most dutiful and loyal Subjects, the Burgeffes of *Virginia*, now met in General Assembly, return your Honor our sincere Thanks for your Speech at the Opening of this Session.

The many Instances we have received of His Majesty's paternal and tender Concern for the Protection and Happiness of this Colony, do justly demand from us, the strongest Testimonies of the most inviolable Fidelity to his sacred Person and Government; and it would argue the highest Ingratitude, if we did not acknowledge ourselves truly affected with the Benefits which must arise to us by his Royal Care and Munificence, in sending to our Assistance, at the Expence of the Crown of *Great-Britain*, a Body of regular Forces, with a large Train of Artillery, under the Command of an able and experienced General.

We beg Leave to assure your Honor, that we will take the important Matters, recommended to us by your Honor, under our most serious Consideration, and that His Majesty's Interest, and the public Good of our Country, which are inseparably united, shall govern us in all our Resolutions.

Ordered, That the said Address be fairly transcribed, and presented by the whole House.

Ordered,

Ordered, That the Committee who prepared the same, wait on the Governor to know his Pleasure when they shall attend his Honor to present it.

Several Petitions of *Matt: Doran, James Hatter, Argill House, Michael MacCannon, and Michael MacGruff*, setting forth, That they having served as Soldiers in the present Expedition against the *French*, had the Misfortune to be wounded in the late Engagement at the Great Meadows, and were thereby rendered incapable of maintaining themselves, and praying Relief of this House, were presented to the House and read.

Ordered, That the said Petitions do lie on the Table.

The Order of the Day being read for the House to take into their Consideration the Governor's Speech.

Resolved, That this House will resolve itself into a Committee on the said Speech.

Ordered, That the several Papers, Letters, and Instructions, that have been laid before this House, by Direction of his Honor the Governor be referred to the said Committee.

And then the House resolved itself into a Committee to take under their Consideration the Governor's Speech; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had under their Consideration the Governor's Speech, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to take into their further Consideration the Governor's Speech on *Monday* next.

Ordered, That all such Claims and Propositions, and other Matters, as were referred from the last, to this Session of Assembly, be referred to the Consideration of the several Committees of this House respectively.

And then the House adjourned 'till To-morrow Morning, Ten o'Clock.



Saturday, May 3d, 1755.

Claim of *Arjalone Price*, for taking up a Runaway therein mentioned.



Also a Claim of *George Davis*, for the same Service;

Also a Claim of *Richard Harrison*, for the same Service;

Also a Claim of *Thomas Skinner*, for the same Service;

Also a Claim of *Thomas Forfith*, for the same Service; were severally presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively in the Book of Claims.

A Petition of fundry Inhabitants of the Parish of *Nottoway*, in the County of *Prince Edward*, praying that the said Parish may be divided by *Prince Edward* County Line and erected into a new Parish.

Also a Petition of fundry Freeholders and Housekeepers of *Cople* Parish, in the County of *Westmoreland*, in Opposition to a Petition presented to this House at the last Session of Assembly for dissolving the Vestry of the said Parish, and electing a new Vestry; were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they examine into the several Matters thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *James MacDewell*, was presented to the House and read, setting forth, That *Matt* a Negroe Man Slave, belonging to the Petitioner, having committed fundry Felonies, in order to screen himself from a Prosecution for the same, ran away; upon which the Petitioner procured an Outlawry against him, in due Form of Law; but before he could

could be apprehended he was found dead in the Woods, and praying that he may be allowed for the said Slave.

Ordered, That the said Petition be referred to the Committee of Claims, that they examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourned 'till *Monday Morning Ten o'Clock*.



Monday, May 5th, 1755.

9

 Petition of fundry Inhabitants of the County of *Albemarle*, praying that an additional Reward for killing Wolves, may be made to that already established:

Also a Petition of fundry Inhabitants of the said County of *Albemarle*, living on the North Side of the North Fork of *James River*, below *Adams's Ferry*, and on the North Side of the Road that leads from *Adams's Ferry*, up to *Wood's Gap*, adjoining the County of *Louisa*, praying, That that Part of the said County of *Albemarle*, may be added to the County of *Louisa*:

Also a Petition of fundry Inhabitants of the County of *Lancaster*, praying that *Chilton's Warehouse* for the Inspection of Tobacco in the said County may be discontinued, and a new one established on the Land of *Gavin Lowry*, on the Southward Side of the Western Branch of *Corotoman River*:

Also a Petition of fundry Inhabitants of the County of *Suffex*, complaining of great Abuses and Male-practices committed at the several Warehouses in this Colony, by several Companies of Men confederate and in Partnership together, called Pickers, attending the Warehouses to pick such Tobacco, as shall be refused by the Inspectors, whom they are obliged to employ, as most of them live at too great a Distance from the Warehouses to pick their refused Tobacco themselves; and that they are obliged to comply with their Terms however exorbitant, as they all refuse to undertake the Service solely, or in any other Manner than jointly; and that the Petitioners, as well from the Incapacity as undue Discharge of the Trust reposed in the said Pickers, have been much aggrieved, and have suffered greatly in the loss of their Tobacco, and praying that this House will make such Provision against this great Evil, as by them shall be thought most effectual; were severally presented to the House and received.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they examine into the several Matters thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That a Committee of Trade be appointed of the following Persons, *viz.*

M^r Lomax,

M^r Holloday,

M^r Norton,

M^r Eyre,

M^r Thomas Tabb,

M^r Benjamin Harrison,

M^r Bland,

M^r Landon Carter,

M^r Martin,

M^r Westwood, and

M^r Walke.

And they are to meet and adjourn from Day to Day, and take under their Consideration all Things relating to the Trade of this Colony, and all Matters that shall be from Time to Time to them referred, and to report their Proceedings with their Opinions thereupon, to the House. And the said Committee are to have Power to send for Persons, Papers, and Records for their Information.

10

Ordered, That *M^r George Webb*, be appointed Clerk to the Committee of Trade:

Ordered, That *M^r Martin*, and *M^r Chiswell*, be added to the Committees of Privileges and Elections, and Propositions and Grievances; That *M^r John Smith*, *M^r George Taylor*,

M^r

Mr *Payne*, Mr *Howard*, Mr *West*, and Mr *Dangerfield*, be added to the Committee of Claims, and that Mr *Thomas Harrison*, and Mr *Edmunds*, be added to the Committee for Courts of Justice.

A Claim of *Thomas Roane*, for taking up a Runaway therein mentioned ;

Alfo a Claim of *Cornelius MacMahone*, for the fame Service ;

Alfo a Claim of *Samuel Badson*, for the fame Service ;

Alfo a Claim of *Thomas Brown*, for the fame Service ;

Alfo a Claim of *Jonathan Clerkson*, for the fame Service ;

Alfo a Claim of *Philip Ryan*, for the fame Service ;

Alfo a Claim of *Benjamin Harrison*, for the fame Service ;

Alfo a Claim of *Mafk Leek*, for the fame Service ; were feverally prefented to the Houfe, and received.

Ordered, That it be an Inſtruction to the Committee of Claims, to allow the ſaid Claims reſpectively in the Book of Claims.

A Petition and Memorial of the Inſpectors at *Bolling's Point Warehouse*, in the County of *Dinwiddie*, was prefented to the Houfe and read, ſetting forth, That on the 29th Day of *March*, laſt paſt, the Warehouſes where the Petitioners are Inſpectors, accidentally took Fire, by Means whereof 782 Hogſheads of Crop Tobacco, and 35549 Pounds of Transfer Tobacco were burnt ; that the Petitioners have due to them 19,457 Pounds of Transfer Tobacco, and have ſaved out of the burnt Tobacco 16387 Pounds, after paying 4163 Pounds to ſeveral Perſons for aſſifting them and finding Caſks and Prizing ; ſo that there now remains in their Hands 35846 Pounds of Transfer Tobacco, an exact Account whereof is contained in ſeveral Schedules to the ſaid Petition annexed : That near 300 Hogſheads of reſufed Tobacco, which had not been picked, and ſeveral Hogſheads that were not inſpected were alfo burnt ; and ſubmitting the ſame to the Conſideration of this Houfe.

Ordered, That the ſaid Petition with the Schedule annexed, be referred to the Committee of Trade ; that they examine into the ſeveral Matters thereof, and report the ſame, with their Opinions thereupon to the Houfe.

Mr *Landon Carter* reported, that the Committee appointed had, according to Order, waited on his Honor the Governor, to know his Pleaſure when this Houfe ſhould attend him with their Addreſs, and that he was pleaſed to appoint this Day, and to ſay that he would ſignify by a Meſſage to the Houfe, when he was ready to receive it.

A Meſſage from the Governor by Mr *Walthoe* ;

Mr *Speaker*,

"I am commanded by the Governor to acquaint this Houfe, that his Honor is now "ready to receive their Addreſs in the Council Chamber."

Mr *Speaker*, with the Houfe went up, and being returned, reported, That he with the Houfe had attended the Governor in the Council Chamber, and preſented the Addreſs of this Houfe to him ;

11

To which his Honor was pleaſed to return the following ANSWER ;

Mr *Speaker*, and Gentlemen of the Houfe of Burgeſſes,

I return you my ſincere Thanks for your Addreſs. I am much pleaſed at your grateful Acknowledgements of His Majesty's paternal Concern for the Protection and Happineſs of this Colony.

It lies with you, Gentlemen, to facilitate the Succeſs, and compleat the Happineſs we have in View, by your Aid and Supply to the Forces ſent by His Majesty: I flatter myſelf, you will accordingly take that, and the other Maters, recommended to you in my Speech, into your ſerious Conſideration, and that, with all due Diſpatch.

A Petition of *Dale Carter*, and *Merryman Payne*, Inſpectors at *Davis's* and *Shelton's* in *Lancaſter* County ; and *Martin Shearman*, and *Robert Mitchell*, Inſpectors at *Deep Creek*, in the ſame County, was prefented to the Houfe and read, ſetting forth,
That

That in *October* laſt the ſaid *Dale Carter* ſettled the Accounts for the ſaid Inſpections, and received the Ballance due to each at the Treafury, being 14 £. 15 s. 3 d. for *Deep Creek*, and 12 £. 6 s. 2 d. for *Davis's* and *Shelton's*, which ſaid Sums of Money were ſtolen from the ſaid *Dale Carter*, in the Night Time at his Lodgings in *Williamſburg*, of which he made Oath before a Magiſtrate of the ſaid City, and praying Relief of this Houſe, and the Queſtion being thereupon put.

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

A Petition of *George Maſon*, was preſented to the Houſe and read, ſetting forth, That his Negro Slave *Dick*, having run away and committed many Felonies, was in due Form of Law outlawed, and being taken up by ſome of Captain *Mackay's* Company, was by them delivered to one *Daniel James*, in perfect Health: That as the ſaid *James* was carrying the ſaid Slave to the Conſtable, he pulled him off his Horſe, and in ſtruggling to make his Eſcape received ſome Hurt, and refuſing to go any further, the ſaid *James* tied him with a Rope to his Horſe Tail, and in that Manner dragged him to the next Houſe, where he in a few Minutes expired, and praying ſuch Allowance for his ſaid Slave, as this Houſe ſhall think fit.

Ordered, That the ſaid Petition be referred to the Committee of Claims, that they examine into the Allegations thereof, and report the ſame, with their Opinions thereupon, to the Houſe.

A Petition of *William Southall*, was preſented to the Houſe and read, ſetting forth, That a Negroe Slave of his ſet Fire to his Barn, and with it conſumed all his Tobacco, Corn, Wheat, and Oats, and other Goods, and then hanged himſelf; by Means whereof the Petitioner with a large Family of ſmall Children were utterly ruined, and praying Relief of this Houſe, and the Queſtion being thereupon put,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

12 The Order of the Day for the Houſe to reſolve itſelf into a Committee to take under their further Conſideration, the Governor's Speech being read;

Reſolved, That this Houſe will reſolve itſelf into the ſaid Committee on *Wednesday* next.

And then the Houſe adjourned 'till To-morrow Morning, Ten o'Clock.



Tueſday, May 6th, 1755.


 PETITION of *Robert Bolling*, ſetting forth, That the Public Warehouſes at *Bolling's Point* (of which the Petitioner is Proprietor) accidentally took Fire on the 29th Day of *March* laſt, whereby Eight large Houſes of conſiderable Value were burnt down, which Loſs he is ſcarce able to ſuſtain, and praying that this Houſe will grant him ſuch Relief as they ſhall think fit; was preſented to the Houſe and read, and the Queſtion being thereupon put,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

A Petition of *James Graham*, and *John Thompson*, Merchants, ſetting forth, That in *July* laſt, a Negroe Man Slave, belonging to the Petitioners, run away from the Poſſeſſion of *Duncan Graham*, of *Caroline County*, and joined himſelf to three other outlying Slaves in *Prince William County*, and together with them broken open the Store of one and ſtole thereout fundry Goods to the Value of 30 £. for which they were taken, and a Commiſſion of *Oyer and Terminer*, obtained for their Trial, but before their Trial the ſaid Slave belonging to the Petitioners, died in Goal of a Wound he had received, being ſhot in his Apprehenſion: That the three other Slaves eſcaped out of Goal, but one of them being retaken, was tried and executed for the ſaid Felony; and praying that they

they may be allowed for their said Slave in the same Manner as if he had been executed ; was presented to the House and read ;

Ordered, That the said Petition be referred to the Committee of Claims, that they examine into the Allegations thereof, and report the same, with their Opinion thereupon to the House.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported that the Committee had had under their Consideration divers Propositions, from several Counties to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read and agreed to by the House as follows :

Resolved, That the Petition of the Inhabitants of the South Part of *Amelia* County, praying the said County may be divided by the Parish Line from *Namozeen* Creek to *Ward's Ford* on *Appomattox* River, be rejected.

Resolved, That the Petition of the Inhabitants of *Amelia* County, in Opposition to the Petition for dividing that County, is reasonable.

Resolved, That the Petition of the Inhabitants of that Part of *Nottoway* Parish, 13 which lies in *Prince-Edward* County, praying the said County may be erected into a distinct Parish, and that the Parish of *Nottoway* may be obliged to refund a proportionable Part of the Tobacco levied by the said Parish of *Nottoway*, towards building two large Churches, and also a proportionable Part of the Money expended in Buildings on the Glebe Lands of the said Parish, to the said County of *Prince-Edward*, when the same shall be erected into a Parish, are reasonable.

Resolved, That the Petition of the Inhabitants of the Parish of *Fredericksville*, and that Part of *St. Martin's* that lies in *Louisa* County, praying that that Part of *St. Martin's* Parish, may be added to the Parish of *Fredericksville*, be rejected.

On Consideration of the several Propositions from the Counties of *Goochland*, *Albemarle*, *Prince-George*, *Suffex*, and *Dinwiddie*, praying, That there may be no Review of Tobacco by Justices of the Peace, after it hath been once received by the Inspectors ; that the Persons who attend at the upper Warehouses to pick Tobacco may be put under some Regulation, and that the Justices of the upper Counties, may have the sole Recommendation of Inspectors at the upper Warehouses.

Resolved, That so much of the said Propositions, as respect the putting Pickers of Tobacco, under some Regulation, is reasonable.

Resolved, That the Residue of the said Propositions be rejected.

Resolved, That the Proposition from the County of *Southampton*, for preventing Hogs running at large, be rejected.

Resolved, That the Petition of the Inhabitants of the County of *Albemarle*, praying that Clerks may be prohibited from employing Attornies and Sheriffs of the same Court in their Offices, and from entrusting blank Writs with any Attorney or Sheriff, be rejected.

Resolved, That the Proposition from the County of *Culpeper*, for raising a Sum to carry on the present War against the *French*, on the Frontiers of this Colony, by Paper Money, be rejected.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills, pursuant to the third and fifth Resolutions.

Ordered, That the Committee for Courts of Justice, do inspect the Journals of the four last Sessions, and draw up a State of the Matters then depending and undetermined, and the Progress that was made therein, and report the same to the House ; that they do also examine what Laws have expired since the last Session ; and inspect such temporary Laws as will expire with the End of this Session, or are near expiring, and report the same to the House, with their Opinions which of them are fit to be revived and continued.

A Petition of fundry Inhabitants of the County of *Bedford*, setting forth, That they had, for several Years past paid very heavy Taxes in the County of *Lunenburg* and Parish of *Cumberland*, and never had any County or Parish Conveniences, except one small

Chapel

Chapel of Ease, and praying that the said County of *Lunenburg* may be obliged to refund to them in Proportion to their Number of Tithables.

14 Also a Petition of divers Inhabitants of the Counties of *Isle of Wight*, *Nansemond*, and *Southampton*, setting forth, That by an Act of Assembly of this Colony, intituled, *An Act for the Settlement and Regulation of Ferries, and for Dispatch of public Expresses*, it is enacted, "That a Ferry be constantly kept from *Hog-Island*, in *Surry* County, to *Higginson's* Landing, on Colonel *Lewis Burwell's* Land, so long as the Ferry-Keeper will, at his own Charge, keep a sufficient Bridge over *Hog-Island* Creek, and upon Failure thereof, on *Hog-Island* main"; and that the said Ferry-Keeper hath hitherto neglected to keep such Bridge over the said Creek, by which Means Persons who cross at the said Ferry, are obliged to embark from the Main, where they are always obliged to wait the Tides in getting on Board the Ferry-Boats, the Landing being very shallow and dangerous; and praying that an Act of Assembly may pass, appointing a Ferry to be kept from *Fort-Point*, on the said Island, to the said *Higginson's* Landing; the Landing at the said Point being such, that Boats may go from thence at any Tide; was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances; that they do examine into the Allegations thereof, and report the same with their Opinions thereupon to the House.

Mr *Carter Burwell*, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Returns of several Writs for electing Burgesses to serve in this present General Assembly; and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follow.

Resolved, That it is the Opinion of this Committee, that the Returns of the several Writs, for electing Burgesses for the Counties of *Albemarle*, *Essex*, *Fairfax*, *Halifax*, *Lancaster*, *Louisa*, *Lunenburg*, *Prince-Edward*, *Suffex* and *Norfolk*; and the Return of the Writ, for electing a Burgess for the College of *William and Mary*, and also the Return of the Writ for electing a Citizen for the City of *Williamsburg*, are made in the Form prescribed by Law.

Resolved, That it is the Opinion of this Committee, That the Returns of the several Writs for electing Burgesses for the Counties of *Augusta*, *Bedford*, *Frederic*, *Hampshire*, *Lunenburg*, *Surry*, and *Westmoreland*, are not made in the Form prescribed by Law.

Ordered, That the Returns of the respective Sheriffs of *Augusta*, *Bedford*, *Hampshire*, *Lunenburg*, *Surry* and *Westmoreland*, be amended by the Clerk at the Table.

Ordered, That the Sheriff of *Frederic* be sent for in Custody of the Serjeant at Arms to amend his Return.

Ordered, That Mr *Briggs* have Leave to be absent from the Service of this House till To-morrow S'ennight.

A Claim of *Bennet Hilsman*, for taking up a Runaway therein mentioned;

Also a Claim of *William Adams*, for the same Service; were severally presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively in the Book of Claims.

And then the House adjourned 'till To-morrow Morning, Ten o'Clock.



Wednesday, May 7th, 1755.

15


 R. Attorney from the Committee for Courts of Justice reported, That the Committee had according to Order inspected the Journals of the second, third, fourth, and fifth Sessions of this present General Assembly, and had prepared and drawn up a State of the Matters then depending and undetermined, and the Progress that was made therein, and had agreed upon a Report, which

he

he read in his Place and then delivered in at the Table, where it was again read, and is as follows:

Resolved, That it appears to this Committee, that a Petition of *John Brummel's*, setting forth, That a Negroe Man Slave belonging to the Petitioner, was by a Court of *Oyer and Terminer* held in the County of *Chesterfield*, convicted of a Rape, sentenced to be hanged, and valued at 60 £. Current Money: That before the Day appointed for his Execution he broke out of Goal, and had not been since retaken; and praying an Allowance for him was presented to the House and read, and referred to the Consideration of the next Session of Assembly.

That the Petition of *George Purcell*, setting forth, That his Negroe Man *Guy*, being by a Court of *Oyer and Terminer* held for his Trial, sentenced to be hanged, and valued at 45 £. Current Money, afterwards and before the Day appointed for his Execution made his Escape out of Goal, and had not since been taken; and praying the Relief of this House therein, was presented to the House at the first Session of this Assembly and read, and was referred to the Consideration of the next Session of Assembly, and at that Assembly was again referred to the next Session; the Petitioner not appearing to make out the Allegation of his Petition.

That the Petition of *Robert Blaws*, for Tobacco damaged at the *Great Bridge* Warehouse, in *Norfolk* County, was presented to the House at the first Session of this Assembly and read, and was referred to the Consideration of the then next Session of Assembly; and at that Assembly, the Consideration of the said Petition was again referred to the next Session of Assembly, the Petitioner not appearing to make out the Allegation of his Petition.

That the Petition of *Francis Whiting*, Guardian of *John* and *Mary Whiting*, Orphans of *Francis Whiting*, deceased, setting forth, That *Will* a Negroe Man Slave, belonging to the said Orphans, being run away and duly outlawed, ran into a Creek and was drowned in avoiding some Persons that were in Pursuit of him, and praying Relief was referred to the Consideration of the next Session of Assembly, the Witnesses not appearing to make out the Allegation thereof.

That a note of the Inspectors of the Public Warehouse at *Kennon's*, for one Hoghead of Tobacco belonging to *John West*, which was burnt in the said Warehouse, and not mentioned in the Memorial of the said Inspectors, was referred to the Consideration of the next Session of Assembly.

That the Petition of fundry Freeholders and Housekeepers, of the Parish of *St. Andrew*, in the County of *Brunswick*, was presented to the House and read, setting forth, That by an Act of Assembly, made in the Twenty fifth Year of his present Majesty's Reign, the Parish of *St. Andrew*, in the County aforesaid, was divided into two distinct Parishes by the Name of *St. Andrew* and *Meherrin*: That the Sheriff of the said County, was directed by the said Act to summon the Freeholders and Housekeepers of the said Parishes of *St. Andrew* and *Meherrin*, respectively to elect and choose Twelve of the most able and discreet Men of the said Parish respectively, to be Vestry Men thereof; That the said Sheriff, pursuant to the Directions of the said Act, did summon the Freeholders and Housekeepers of the said Parish of *St. Andrew*, to meet at the Court-House of the said County, on the Day of *July*, 1754. And then and there caused twelve Men to be elected and chosen as Vestry Men of the said Parish of *St. Andrew*, tho' he did not take their Votes himself from the respective Voters, but got several Persons to procure the Voters to sign Lifts of the Persons they Voted for, and bring in such Lifts to him the said Sheriff, who (without calling over the Names of the Voters) returned the Vestry Men according to such Lifts, many of which were taken and some of the Candidates Names erased and altered, without the Knowledge or Consent of several of the Voters, and praying that the said Vestry so illegally elected and chosen might be dissolved, and another Vestry elected in the said Parish, was referred to the Consideration of the next Session of Assembly.

That a Petition of *Arthur Smith*, was presented to the House and read, setting forth, That the Petitioner, Proprietor of the Lots in the Town of *Smithfield*, whereon the Public

lick Warehouses were ordered to be built, had at his own Expence erected, and completely finished a Warehouse, with Locks, Prizes, &c. Forty four Feet square, which was soon afterwards burnt, with several Hogheads of Tobacco, to the Petitioners Loss at least Sixty Pounds, and Praying such Relief as this House should think reasonable, was referred to the Consideration of the next Session of Assembly.

That a Petition of sundry of the Inhabitants of *Fairfax* County praying a Division of their County, was presented to the House and read, and referred to the Consideration of the next Session of Assembly.

That a Petition of sundry Inhabitants on the *South* Side of the *Fluvanna* River in the County of *Albemarle*, setting forth, That the large Extent of their County, and their great Distance from the Court-House, renders their Attendance at the Court of the said County very inconvenient and burthenfome to them, and praying a Division of the said County, was presented to the House and read, and referred to the Consideration of the next Session of Assembly.

That a Petition of *John Herndon* and *Philip Peyton*, setting forth, That they had, by Order of the Court of *Spotsylvania* County attended the General Court, as Witneses for the King, upon a Prosecution against one *Andrew Crafford*, and had entered their Attendance in the Secretary's Office, but that their Attendance was omitted to be certified to the General Assembly, by Means whereof, they had not received the usual Allowance to Witneses for the King, and praying that the House would take the same into their Consideration, was presented to the House and read, and referred to the Consideration of the next Session of Assembly.

- 17 That a Petition of sundry Freeholders and Inhabitants of the County of *Princeps Anne*, was presented to the House and read, setting forth, That their Lands being very poor, and but small Quantities of Tobacco made there, they were subject to great Impositions in the Discharge of their Tobacco Debts, and praying that a bill might be brought in to empower the Court of the said County, to fix a Price on Tobacco at the Court to be held in *September* or *October* yearly, that such Persons as have not Tobacco, sufficient to discharge all their Public Dues, might, after applying so much Tobacco as they might have, pay the Ballance in Cash, and such as have none, discharge all their Tobacco Debts, at the Prices rated by the said Court, and was referred to the Consideration of the next Session of Assembly.

That a Petition of sundry Inhabitants of the Parish of *Cople*, in the County of *Westmoreland*, was presented to the House and read, setting forth, That there had been for a long Time, a Person, sitting, and acting as a Vestry Man of the said Parish, who was no Inhabitant thereof, contrary to the Directions of an Act of Assembly in that Case made and provided, who had so great Influence over the Vestry, that notwithstanding divers Attempts had been made, to comply with the Laws, by electing another Vestry Man in his Room he had still continued in that Office, during which Time, he had by his unlawful Votes and Influence, caused many of his own Relations to be elected of the said Vestry, who, the Petitioners apprehend are actuated solely by his Directions, and who, on Occasion, might serve as proper Instruments to support any destructive Schemes to their Ruin, in the Recess of the Assembly, when no Redress could be obtained: And also complaining of divers Male Practices in the Church-Wardens of the said Parish, and praying that the said Vestry might be dissolved, or their Grievances otherwise redressed, as to the House should seem meet, and was referred to the Consideration of the next Session of Assembly.

That a Petition of sundry Merchants and other Inhabitants of the Counties of *Prince-George* and *Dinwiddie*, was presented to the House and read, complaining of great Abuses and iniquitous Practices committed at the upper Warehouses on *James* and *Appomattox* Rivers, by a Company of Men, confederate, and in Partnership together, called Pickers, attending the said Warehouses to pick such Tobacco as shall be refused by the Inspectors, whom the Planters are obliged to employ, as most of them live at too great a Distance from the Warehouses, to pick their refused Tobacco themselves, and that the Planters are

are obliged to comply with their Terms however exorbitant, or have their Tobacco totally burnt according to the Directions of the Tobacco Law; that their Behaviour, was become so general and public a Grievance, that it required immediate Redress, and praying that the House would make such Provision against this crying Evil, as should by them be thought most effectual, and was referred to the Consideration of the next Session of Assembly.

That a Bill intituled, *An Act for the better and more effectual Improvement of the Staple of Tobacco*, was twice read, on Monday the 28th Day of October, 1754, the third reading of the Bill was put off till Saturday Se'nnight after, before which Day, the House was prorogued, and the Printer to the House was ordered to print and publish the said Bill, and deliver a Copy thereof, to each Member of the House, for their Perusal.

That a Petition of sundry Inhabitants of the County of *Amelia*, in Opposition to a Petition of the *Southern* Inhabitants of the said County, said to have been presented to the House, for dividing the said County of *Amelia*, by the Parish Line, was presented to the House and read, and referred to the Consideration of the next Session of Assembly.

That a Claim of *John Wheatley's*, for Dieting and Lodging the Tributary Indians, when in *Williamsburg*, was presented to the House, and received, and referred to the Consideration of the next Session of Assembly.

That a Petition of *Christopher Gift*, was presented to the House and read, setting forth, That he had for some Years past used his utmost Endeavours to promote the Settlement of his Majesty's Lands on the River *Ohio*, and had engaged a considerable Number of Families to remove there, from the adjoining Provinces, which was prevented by a Survey, made by one *William Ruffel*, which included the Land where the said Settlement was proposed, That the Petitioner having settled there with his Family, upon the late Incurfions of the *French*, his Majesty's Forces under the Command of Colonel *Washington*, encamped at the Petitioner's Plantation, and his Horses and Carriages being employed in his Majesty's Services, he was thereby prevented from removing the greatest Part of his Effects, to the Value of near two hundred Pounds, which the *French* either took away or destroyed, besides setting Fire to all his Houses and Fencing, which had been removed and used as a Palisado for the Security of his Majesty's Forces, to a considerable Value, and praying that the House would be pleased to make him such Allowance for repairing his Losses, as they should think fit, as he had been, and still should be ready, on all Occasions, to risque his Life and small Fortune, in promoting the Settlement of that Part of his Majesty's Dominions so necessary to the Preservation and Interest of all his *American* Plantations, and was referred to the Consideration of the next Session of Assembly.

That upon a Motion made, It was ordered, that Leave be given, to bring in a Bill, to prevent Mutiny and Desertion, and it was referred to Mr *Fitzhugh* and Mr *Landon Carter*, to prepare and bring in the same.

That a Petition of *Vendal Brown*, setting forth, That the *French* had slaughtered all his Stock of Cattle and Horses, and destroyed his Effects and Grain, and praying the House would take the same under their Consideration, was presented to the House and read, and ordered to lie on the Table.

That the several Claims of *George Peay*, *Henry Lightfoot*, *Marquis Calmes Junior*, *Daniel Tucker*, *William Forster*, *Elizabeth Maclade*, *William Swift*, *William Hudson*, *Japheth Wayne Junior*, *Francis Baber*, *Miles Raly*, *Larkin Chew*, *Seymour Powell Junior*, *John Briggs*, *Sarah Cornick Widow*, and Executrix of *Joel Cornick* deceased, *Anthony Sidner*, *John Flint*, *Joseph Yeatman*, *John Purcell*, *Christopher Chinn*, *John Hammond*, *Robert Forrester*, *John Chapman*, *John Holliday*, *Joseph Wyatt*, *Richard Womack*, *John Love*, *Martin Picket*, *William Gordon*, *Robert Inge*, *Richard Warren*, *Abraham Whitworth*, *Henry Lacy*, *John Day*, *John Peyton* Assignee of *John Gibson*, *Harrison Gammon*, *Cuthbert Hubbard*, *Elizabeth Dendy* Executrix of *Charles Dendy* deceased, *James Linfay*, *Thomas Andrews*, *Alexander Finnie*, *John Lee*, *John Murray*, *William Crawley*, *Thomas Bowlware*, *John Short*, *Ambrose Ballard*, and *Thomas Crawford*, for taking up Runaways, were

were presented to the House and received, and referred to the Consideration of the next Session of Assembly.

Ordered, That the several Petitions of *John Brummel*, *George Purcell*, *Robert Blaws*, *Francis Whiting*, *Arthur Smith*, *John Herndon*, *Philip Peyton*, and *Vendal Brown*; and the Note of the Inspectors of the public Warehouses at *Kennon's*, and the several Claims mentioned in the said Report, be referred to the Committee of Claims; and that the Petition of *Christopher Gift*, and the several Propositions mentioned therein, be referred to the Committee of Propositions and Grievances.

A Petition of *James Good*, setting forth, That he had served his Majesty as a soldier in the Expedition against the *French*, and in a Battle with them at the Great Meadows, had received Wounds in his Left Arm and Thigh, whereby he was rendered incapable of getting a Livelihood, together with a Certificate under the Hand of *Sir John St. Clair*, thereto annexed, attesting the Truth of the said Petition, and representing the Petitioner as a proper Object of Charity, were presented to the House and read.

Ordered, That the said Petition and Certificate do lie on the Table.

The Order of the Day being read for the House to resolve itself into a Committee to take into their further Consideration the Governor's Speech.

Resolved, That this House will again resolve itself into a Committee to take into their further Consideration the Governor's Speech on *Friday* next.

And then the House adjourned 'till To-morrow Morning Ten o'Clock.



Thursday, May 8th, 1755.

R. *Charles Carter* from the Committee of Propositions and Grievances, reported that the Committee had had under their Consideration divers Propositions and Petitions to them referred, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again read, and is as follows;

Resolved, That it is the Opinion of this Committee, That the Propositions from the Counties of *Caroline*, *Goochland*, *Hanover*, *King-George*, *King and Queen*, *King William*, *Louisfa*, *Prince William*, and *Spotsylvania*, for limiting the Number of Tobacco Plants that may be tended by each Tithable, be rejected.

The said Resolution being read a second Time, and the Question put, that the House agree thereto,

It passed in the Negative.

Resolved, That the Propositions from the Counties of *Caroline*, *Goochland*, *Hanover*, *King-George*, *King & Queen*, *King William*, *Louisfa*, *Prince William*, and *Spotsylvania*, for limiting the Number of Tobacco Plants that may be tended by each Tithable are reasonable.

Ordered, That *Mr Pendleton*, *Mr Martin*, *Mr Johnson*, *Mr Henry Robinson*, *Mr Moore*, and *Mr Bushrode*, do prepare and bring in a Bill pursuant to the said Resolution.

A Petition of *Michael MacCannon*, setting forth, That he had served his Majesty as a Soldier in the Expedition against the *French*, and in the late Engagement with them at the Great Meadows had received Wounds in his Shoulder, Arm, and Knee, which had rendered him incapable of getting his Livelihood; together with Certificates under the Hands of *Sir John St. Clair*, and Captain *Andrew Lewis*, thereto annexed, attesting the Truth of the said Petition, and representing the Petitioner as a proper Object of Charity.

Also a Petition of *John Hamilton* to the same Purpose, were severally presented to the House and read;

Ordered, That the said Petitions do lie on the Table.

Ordered,

Ordered, That Mr *Tucker* be added to the Committee of Trade; that Mr *Henry Robinson*, and Mr *Hedgman*, be added to the Committee of Propositions and Grievances, and that Mr *Kendall* be added to the Committee of Claims.

A Claim of *William Brooks*, for taking up a Runaway therein mentioned;

Alfo a Claim of *William Hogan*, for the fame Service; were feverally prefented to the Houfe and received.

Ordered, That it be an Inftruction to the Committee of Claims, to allow the faid Claims, in the Book of Claims.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Confideration divers Propositions and Petitions from feveral Counties to them referred; and had come to feveral Refolutions thereupon, which he read in his Place, and then delivered in at the Table, where the ten firft Refolutions were again read, and are as follow:

Resolved, That it is the Opinion of this Committee, That the Petition of the Inhabitants of the Parifh of *Cople*, in the County of *Westmoreland*, praying the Veftry of that Parifh may be diffolved, is reafonable.

Resolved, That it is the Opinion of this Committee, That the Petition of the Freeholders and Houfekeepers of the Parifh of *Cople*, in the County of *Westmoreland*, in oppofition to the Petition for diffolving the Veftry of the faid Parifh, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *John Wright*, praying to be allowed for a Servant Man that was committed to Goal for Felony, and afterwards fent into the Army, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of the Inhabitants of the Parifh of *St. Paul*, and *St. Martin's* in the County of *Hanover*, praying that the faid two Parifhes may be divided into three, and the Petition of the Parifhioners of the faid Parifh of *St. Martin*, to the fame Purpofes, are reafonable.

Resolved, That it is the Opinion of this Committee, That the Petition of *William Tyler*, praying that a Ferry may be eftablifhed from his Land, in the County of *Westmoreland*, to the Province of *Maryland*, be rejected. 21

Resolved, That it is the Opinion of this Committee, That the Petition of the Inhabitants of the County of *Frederick*, praying that a Ferry may be eftablifhed from the Land of *Thomas Swearingen*, in the faid County, acrofs the River *Patowmack*, to his Land in the Province of *Maryland*, oppofite thereto, is reafonable.

Resolved, That it is the Opinion of this Committee, That the Petition of fundry Freeholders and Inhabitants of the County of *Princeff-Anne*, praying that the Juftices of the faid County may be impowered and obliged in the Months of *September* or *October* yearly, in their County Court, to fix a Price on Tobacco, and that fuch Perfons who have not Tobacco to difcharge their public Dues, may pay the fame in Money at the faid fixed Price, is reafonable.

Resolved, That it is the Opinion of this Committee, that the Petitions of the Inhabitants of the County of *Albemarle*, on the *South* Side the River *Fluvanna*, for dividing that County by the faid River, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of the Freeholders and Houfekeepers of the County of *Louifa*, fituate back of the Little Mountains, praying that that Part of the County of *Albemarle* that lies on the *North* Side of the *North* Fork of *James* River up the faid Branch to *Adams's* Ferry, and from thence by the Road by *Woods's* Gap, may be taken from the faid County of *Albemarle*, and to divide the faid County of *Louifa*, with that Addition, into two diftinct Counties, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of the upper Inhabitants of the County of *Prince William*, and the Petition of the Inhabitants of the faid County, praying a Law may pafs for dividing the faid County, be rejected.

The nine firft Refolutions being read a fecond Time, and the Queftion feverally put, that the Houfe agree thereto,

Resolved in the Affirmative.

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The Tenth Resolution being also read a second Time, and the Question put, That the House agree thereto.

It passed in the Negative.

Resolved, That the Petition of the upper Inhabitants of the County of *Prince-William*, and the Petition of the Inhabitants of the said County, praying a Law may pass for dividing the said County, are reasonable.

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills pursuant to the Resolutions agreed to by the House.

Ordered, That the Consideration of the said Report, as to the Other Resolutions, be put off till *Saturday* next.

And then the House adjourned 'till To-morrow Morning Ten o'Clock.



22

Friday, May 9th, 1755.

M R. *Charles Carter* from the Committee of Propositions and Grievances, reported, that the Committee had had under their Consideration divers Propositions from several Counties to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follow;

Resolved, That it is the Opinion of this Committee, That the Petition of the Freeholders, Housekeepers and Inhabitants on the South Side the *Fluvanna* River, in *Albemarle* County, praying that that Part of the said County may be added to the County of *Louisa*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of *Lawrence Washington*, praying that a Ferry may be established from his Land in the County of *Stafford*, on *Patowmack* River, to the Province of *Maryland*, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Petition of *Christopher Gift*, praying to be allowed a Satisfaction for the Losses he sustained by the Incursions of the *French*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Proposition from the County of *Lancaster*, for removing *Chilton's* Warehouse, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Petition of sundry Inhabitants of the County of *Bedford*, praying to be reimbursed a proportionable Part of the Expences incurred for public Buildings by the County of *Lunenburg*, while the said County of *Bedford*, was part thereof, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Petition of divers Inhabitants of the Counties of *Isle of Wight*, *Nansemond*, and *Southampton*, praying a Ferry may be established from *Fort Point* in *Hog Island* on *James River* to *Higginson's Landing*, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Proposition from the County of *Lancaster*, for the Trial of Slaves and Convicts committing capital Crimes by the Justices of the County Courts, be rejected.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, to whom it is referred to prepare and bring in a Bill *For establishing a Ferry from the Land of Thomas Swearingen, in the County of Frederic, across the River Patowmack, to his Land in the Province of Maryland, opposite thereto*, that they receive a Clause or Clauses pursuant to the second and sixth Resolution. And that it be an Instruction to the said Committee, to whom it is referred, to bring in a Bill *To put the Persons attending at the upper Warehouses to pick refused Tobacco, under some Regulation*; That they receive a Clause or Clauses pursuant to the fourth Resolution, and that it be an Instruction to the said Committee, to whom it is referred to prepare and bring in a Bill *For dividing the Parish*

Parish of Nottoway, that they receive a Clause or Clauses pursuant to the fifth Resolution.

Mr Pendleton, reported that the Committee appointed had according to Order prepared a Bill *To limit the Number of Tobacco Plants to be tended by the Tithable Persons in this Colony*; and the same was read the first Time, and ordered to be read a second Time.

A Petition of *William Lightfoot Esquire*, setting forth, That in the Beginning of the Year 1754, a Mulattoe Slave named *Jasper*, belonging to the Petitioner, run away and being outlawed, stole a Horse and escaped into *North Carolina*, where he was taken and delivered to one *Amos Newsum*; but on his Return, in order to avoid Hanging, which he often said he expected if he was brought back into this Colony, he dashed his Brains out against a Rock, and praying to be allowed for the said Slave, was presented the House and read, and the Question being put that the said Petition be referred to a Committee.

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Petition of *Edward Washington* and *William Bayley*, Inspectors at *Occoquan* Warehouse, in *Fairfax* and *Prince William* County, setting forth, That they yearly inspected near 1,000 Hogheads of Tobacco, and are obliged to attend two Warehouses, and praying an Increase of their Salary, was presented to the House and received.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Upon a Motion made,

Ordered, That it be an Instruction to the Committee of Propositions and Grievances to whom it is referred to prepare and bring in a Bill *For dividing the Parish of Nottoway*, that they receive a Clause or Clauses, "To oblige the Parish of *Cumberland*, in the County "of *Lunenburg*, to repay to the Parish of *Antrim*, in the County of *Halifax*, their Proportion of the Money and Tobacco expended in building Churches in the said Parish of "*Cumberland*, before the Division thereof."

The House according to Order resolved itself into a Committee to take into their further Consideration the Governor's Speech; and after some Time spent therein Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Speech under their Consideration and had come to a Resolution thereupon, which they had directed him to report to the House, which he read in his Place, and afterwards delivered in at the Table, where it was again twice read, and agreed to by the House as follows;

Resolved, That it is the Opinion of this Committee that the Law intituled, *An Act concerning Executions and for the Relief of insolvent Debtors*, ought to be amended.

Ordered, That the Committee for Courts of Justice, do prepare and bring in a Bill or Bills pursuant to the said Resolution.

Mr *Carter*, also acquainted the House that the Committee not having Time to go thro' the Governor's Speech, had directed him to move for Leave to sit again. 24

Resolved, That this House will again resolve itself into a Committee, to take into their Consideration the Governor's Speech on *Monday* next.

Ordered, That Mr *Adams* be added to the Committee of Trade.

And then the House adjourned till To-morrow Morning Ten o'Clock.



Saturday, May 10th, 1755.



Claim of *Joseph Carter*, for taking up a Runaway therein mentioned.

Also a Claim of *Jermiah Carter*, for the same Service;

Also a Claim of *John Barksdale*, for the same Service; were severally presented to the House and received.

Ordered,

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claims respectively in the Book of Claims.

A Bill, *To limit the Number of Tobacco Plants to be tended by the Tithable Persons in this Colony*, was read a second Time, and an Amendment made to the Title.

Ordered, That the Bill with the Amendment be ingrossed and read a third Time.

Ordered, That the third reading of the said Bill be put off till *Wednesday* next.

Ordered, That there be a Call of the House on *Wednesday* next.

The House proceeded to the further Consideration of the Report from the Committee of Propositions and Grievances made on *Thursday* last, and the same was again read, and is as follows:

Resolved, That it is the Opinion of this Committee, that the Petition of *John Rhodes* and *Edward Dillard*, Inspectors at *Urbanna* Warehouse, praying their Salaries may be raised, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Sum of five Pounds per Annum to each of the said Inspectors Salaries, is a reasonable Addition;

And the Question being severally put, that the House do agree thereto,

It passed in the Negative.

Resolved, That the said Petition be rejected.

Ordered, That Mr *Edmunds* have Leave to be absent from the Service of this House till *Thursday* next.

And then the House adjourned till *Monday* Morning Ten a Clock.



25

Monday, May 12th, 1755.

 R. *Charles Carter*, from the Committee of Propositions and Grievances, presented to the House according to Order, a Bill *For dissolving the present Vestry of the Parish of Cople, and electing a new Vestry for the said Parish*;

Also a Bill *For dividing the Parish of St. Paul and St. Martin in the County of Hanover*;

Also a Bill *For dividing the County of Prince William*;

Also a Bill *For enabling the Inhabitants of the County of Princess Anne, to pay their public Dues in Money*, and the same were read the first Time, and ordered to be read a second Time.

A Message from the Governor by Mr *Walthoe*;

Mr *Speaker*,

"I am commanded by the Governor to lay before your House an original Letter "from Sir *John St. Clair*, to his Honor, dated from the Camp at *Fort Cumberland* the 2d "Instant, and the same was read."

Ordered, That the said Letter do lie on the Table.

Mr Attorney from the Committee for Courts of Justice, presented to the House according to Order a Bill to amend an Act intituled, *An Act declaring the Law concerning Executions and for the Relief of insolvent Debtors*, and the same was read the first Time, and ordered to be read a second Time.

A Petition of *William Lansdown*, setting forth, That he was enlisted as a Soldier in Captain *Stewarts* Company in the *Virginia* Regiment, and on a Review was discharged as being under the proper Size, and praying that he may be allowed his pay for 120 Days.

Also a Petition of the Soldiers that were discharged from his Majesty's Service, praying that this House will take their necessitous Circumstances into Consideration, were severally presented to the House and read;

Ordered, That the said Petitions do lie on the Table.

A Petition of *Thomas Penman*, Keeper of the public Goal, setting forth, That this House did at the last Session of Assembly, alter the Method of the Payment of the Petitioners

tioners Salary, by increafing his Allowance for maintaining the Prifoners from that to the next Seffion of Affembly, and praying that this Houfe will be pleafed to continue fuch Allowance, was prefented to the Houfe and read.

Ordered, That the faid Petition be referred to the Committee of Claims, that they examine into the Allegations thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Mr Attorney from the Committee for Courts of Juftice, reported that the Committee had according to Order examined what Laws have expired fince the Seffion of Affembly in the Year 1753, and infpected fuch Temporary Laws as will expire with or foon after the End of this Seffion of Affembly, and had come to feveral Refolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow;

Resolved, That it is the Opinion of this Committee, that the A^{ct} of Affembly made in the 28th Year of his prefent Majefty's Reign intituled, *An A^{ct} for raifing Levies and Recruits to ferve in the prefent Expedition againft the French on the Ohio*, which will expire on the 17th Day of *October* next, as to fo much thereof, as relates to the raifing and levying Men, ought not to be continued. 26

Resolved, That it is the Opinion of this Committee, That the A^{ct} of Affembly made in the 27th, Year of his prefent Majefty's Reign, intituled, *An A^{ct} for the Encouragement and Protection of the Settlers upon the Waters of the Miffiffippi*, which will expire on the 14th Day of *February*, 1757, as to fo much thereof as relates to the raifing and impofing the Duties, and collecting and paying the fame in the faid A^{ct} mentioned, ought not to be continued.

Resolved, That it is the Opinion of this Committee, That the A^{ct} of Affembly made in the 25th Year of the Reign of his prefent Majefty, intituled, *An A^{ct} for preferving the Breed of Sheep*, which expired at the End of the Seffion of Affembly, held in *Auguft* laft, ought to be revived.

Resolved, That it is the Opinion of this Committee, That the A^{ct} of Affembly, made in the 25th Year of his prefent Majefty's Reign, intituled *An A^{ct} for allowing Fairs to be kept in the Town of Alexandria*, which expired at the End of the Seffion of Affembly, held in *Auguft* laft, ought to be revived.

Resolved, That it is the Opinion of this Committee, That the A^{ct} of Affembly, made in the 25th Year of his prefent Majefty's Reign, intituled *An A^{ct} for regulating the Size and Dimenfions of Staves, Heading, and Shingles, intended for Exportation to Madeira, and the Weft Indies*, which will expire at the End of this Seffion of Affembly, ought to be further continued.

The fecond and laft Refolution being read a fecond Time, and the Queftion feverally put, that the Houfe agree thereto,

It paffed in the Negative.

Resolved, That fo much of the faid A^{ct} of Affembly, intituled, *An A^{ct} for the Encouragement and Protection of the Settlers upon the Waters of the Miffiffippi*, as relates to the raifing and impofing the Duties, and collecting, and paying the fame in the faid A^{ct} mentioned, ought to be continued.

The other Refolutions being read a fecond Time, and the Queftion feverally put, that the Houfe agree thereto,

Resolved in the Affirmative.

Ordered, That the Committee for Courts of Juftice do prepare and bring in a Bill or Bills, purfuant to the faid Refolutions as agreed to by the Houfe.

Peyton Randolph Efquire, who was appointed Agent by this Houfe to negotiate the Affairs of this Colony in *Great-Britain*, this Day made a Report of his Negotiation of the feveral Matters given him in Charge, and at the fame Time prefented to the Houfe a Transcript of an additional Inftitution from his Majefty to *William Anne*, Earl of *Albemarle*, his Majefty's Lieutenant and Governor General of this Colony, and in his Abfence to the Lieutenant Governor, or Commander in Chief of this Colony, for the Time being, relating to the Subject of his faid Agency.

Upon

Upon a Motion made,
Resolved, Nemine Contradicente,

That the Thanks of this House be given to *Peyton Randolph* Esquire, for his faithful Discharge of the Trust reposed in him by this House. And accordingly Mr Speaker from the Chair returned him (he standing in his Place) the Thanks of the House.

Ordered, That Mr Attorney be desired to deliver to the Clerk of this House, the several Papers in his Possession relating to his Agency.

A Petition of *John Moore*, Proprietor of *Gibsons* Warehouse, in *King George* County, setting forth, That he had expended 3 £. in repairing the public Wharf at that Landing, and that the Rents of the said Warehouse were not sufficient to reimburse him, and praying that he may be allowed his said Expences, was presented to the House and received.

Ordered, That the said Petition be referred to the Committee of Claims, that they examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That Mr *Moseley* and Mr *Travis*, be added to the Committee of Trade, that Mr *Dewey*, be added to the Committee of Propositions and Grievances and Privileges and Elections; and that Mr *Turner*, be added to the Committee of Propositions and Grievances.

The Order of the Day being read for the House to resolve itself into a Committee, to take into their further Consideration the Governor's Speech.

Resolved, That this House will again resolve itself into a Committee, to take into their further Consideration the Governor's Speech on *Thursday* next.

Upon a Motion made.

A Bill *For dissolving the present Vestry of the Parish of Cople, and electing a new Vestry for the said Parish*, was read a second Time.

Ordered, That the said Bill be ingrossed and read a third Time.

And then the House adjourned till To-morrow Morning Ten a-Clock.



Tuesday, May 13th, 1755.

Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy and taken and subscribed the Oath of Abjuration, and also subscribed the Test was admitted to his Place in the House.

A Claim of *John Quesenbury*, for taking up a Runaway therein mentioned;

Also a Claim of *William Barker*, for the same Service;

Also a Claim of *William Wilson*, for the same Service;

Also a Claim of *Joseph Nicholls*, for the same Service;

Also a Claim of *Hartwell Cocke*, for the same Service;

Also a Claim of *Gilbert Gray*, for the same Service;

Also a Claim of *William Maclin*, for the same Service;

Also a Claim of *James Crow*, for the same Service; were severally presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims to allow the said Claims respectively in the Book of Claims.

Two Accounts of *William Maclin*, against the Public, for ferrying over the tributary Indians, from *Swan's* Point, were presented to the House and received.

Ordered, That the said Accounts be referred to the Committee of Claims, that they examine into the Allegations thereof, and report the same, with their Opinion thereupon to the House.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions from several Counties

Counties to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House as follow;

Resolved, That the Petition of *Edward Washington* and *William Bayley*, Inspectors at *Occoquan* Warehouse, praying their Salaries may be raised is reasonable.

Resolved, That the Sum of five Pounds a Year to each of the said Inspectors, is a reasonable Allowance.

Resolved, That the Petitions of the Inhabitants of the County of *Augusta*, situate on the Waters of *James River* and *Roanoke*, praying the said County may be divided, be rejected.

Resolved, That the Petitions of the Inhabitants of the said County in Opposition to the Petitions for a Division thereof, are reasonable.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, to whom it is referred to bring in a Bill *For putting the Persons attending the upper Warehouses to pick refused Tobacco, under some Regulation*, that they receive a Clause or Clauses pursuant to the first and second Resolutions.

A Petition of *Augustine Washington* and *William Withers*, was presented to the House and read, setting forth, That *John Withers*, formerly of this Colony, was among other Lands seized in Fee of 553 Acres or thereabouts, called and known by the Name of *Chowtank*, situate in the County of *Stafford*, and being so seized by his last Will and Testament dated the 29th Day of *August* 1689, devised the same to his Daughter *Sarah Withers*, for her Life, and after her Decease, to his Cousin *William Withers*, and the Heirs male of his Body, and for Default of such Issue to M^r *Thomas Withers* of *Lancaster*, in *Great-Britain*, and his Heirs male, and for want of such Issue to any one proving themselves to be of the Name of *Withers*. That the said *William Withers*, died in this Colony soon after the Testator, without Issue male, having never been married. That the said *Thomas Withers*, in the Will aforesaid named, died in *England*, leaving Issue *Edmund Withers*, his eldest Son and Heir male, who also died in *England*, leaving his Brother *William Withers* his Heir male. That the said *William Withers*, last mentioned also died in *England*, leaving Issue *Thomas Withers*, his eldest Son and Heir male, who also died there and left Issue your Petitioner *William Withers*, his eldest Son and Heir male, who conceives himself intitled to the said Lands called *Chowtank*, after the Death of the Daughter and Devisee of the Testator *John Withers*.

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The said Petition further set forth, That after the Death of the said Testator *John Withers*, the said *Sarah Withers*, his Daughter and Devisee, entered into the said Land called *Chowtank*, and afterwards married one *Connoway*, and did together with her said Husband sell and convey the said Land, to *Augustine Washington*, late of the County of *King George*, now deceased, who entered into the same and by his last Will and Testament in writing did devise the said Land to his Son *Samuel Washington*, now an Infant and his Heirs, and by his said Will did direct that if the said Land called *Chowtank*, should be recovered from the said *Samuel Washington*, that then he should have an Equivalent out of the Estate by the same Will devised to your Petitioner *Augustine*.

The said Petition further set forth, That the said *Sarah Conoway*, the Daughter and Heir at Law of the first Testator *John Withers* is now living, and the Witness who could prove your Petitioner *William's* Pedigree being antient and infirm, and living chiefly in *England*; it is probable several tedious and expensive Law suits may arise concerning the Title to the said Land called *Chowtank*, after the Death of the said *Sarah Conoway*; for preventing whereof and in order to quiet the said *Samuel Washington*, in the Possession of the said Lands the Petitioner *William Withers*, had agreed with the Petitioner *Augustine Washington*, to accept of a Sum of Money as a Satisfaction for his Right to the said Land; and praying that an Act of Assembly may pass for vesting the Fee simple Estate and Inheritance of the said 553 Acres of Land called *Chowtank*, in the said *Samuel Washington*.

Ordered, That a Bill be brought in pursuant to the Prayer of the said Petition, and it is referred to M^r Attorney to prepare and bring in the same.

A Petition of *Owen Gwathney* and *Henry Guthry*, Inspectors at *Aylett's Warehouse* in *King William County*, setting forth, That this House did at the Session of Assembly in *November 1753*, allow to each of them 5 £. *per Annum* to that Time, as an additional Salary in Consideration of the great Increase of their Business, which still continues the same, and praying that the said additional Salary may be allowed them to this Time.

Also a Petition of *John Evans* and *James Jameson*, Inspectors at *Roy's Warehouse* in *Caroline County*, to the same Purpose, were severally presented to the House and received.

Ordered, That the said Petitions be referred to the Committee of Claims, that they examine into the Allegations thereof, and report the same, with their Opinions thereupon, to the House.

Upon a Motion made,

Ordered, That it be an Instruction to the Committee of Claims to deduct all Claims not allowable by Law, and that they levy the same upon the Persons who have received them from the County.

30

Upon a Motion made,

Resolved, That this House will receive no Petitions after *Wednesday* Se'ennight.

Ordered, That *Mr Hutchings*, be added to the Committee of Trade, that *Mr Whiting*, be added to the Committees of Propositions and Grievances and Privileges and Elections, and that *Mr Bolling*, be added to the Committee of Propositions.

A Bill to amend an Act intituled, *An Act declaring the Law concerning Executions, and for the Relief of insolvent Debtors*, was read a second Time and committed to *Mr Landon Carter*, *Mr Gabriel Jones*, *Mr Johnson*, *Mr Pendleton*, *Mr Power*, and *Mr Attorney*.

A Bill *For dividing the Parishes of St. Paul and St. Martin, in the County of Hanover*, was read a second Time, and committed to the Members for *Hanover* and *Louisa* Counties, and *Mr Pendleton*.

Mr Attorney according to the Desire of the House, laid before the House the several Papers in his Custody relating to the Subject of his Agency to *Great Britain*.

Ordered, That the said Papers be filed in the Office and kept among the Records of this House.

A Bill *For dividing the County of Prince William*, was read a second Time, and committed to the Members for *Prince William* and *Fairfax*, and to *Mr Fairfax*.

An ingrossed Bill intituled, *An Act for dissolving the present Vestry of the Parish of Cople, and electing a new Vestry for the said Parish*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That *Mr Bushrode*, do carry the said Bill to the Council for their Concurrence.

A Bill *For enabling the Inhabitants of the County of Princess Anne, to pay their public Dues in Money*, was read a second Time, and committed to the Committee of Propositions and Grievances.

And then the House adjourned till To-morrow Morning Ten a-Clock.



Wednesday, May 14th, 1755.

PETITION of the Inspectors at the *Rockey-Ridge Warehouse*, on *James-River*, setting forth, That their Business is of late greatly increased, and praying an Addition to their Salaries.

Also a Petition of *Joseph Hawkins*, and *Ambrose Ballard*, Inspectors at *Royston Warehouse*, to the same Purpose.

Also a Petition of the Inspectors at *Fredericksburg*, to the same Purpose, were severally presented to the House and received.

Ordered, That the said Petitions do lie on the Table.

A Petition of the Honorable *William Byrd*, Esquire, setting forth, That by, and in Pursuance of, an Act of Assembly, made in the 19th Year of the Reign of his present Majesty, intituled, *An Act for giving a Sum of Money to Trustees for clearing the Fluvanna, and for appointing a Storehouse at Westham, and for other Purposes therein mentioned*; the Petitioner has been at a considerable Expence in building Storehouses at *Westham*, for the Reception of Tobacco and other Goods: That many People bring their Tobacco, and leave it on the Petitioner's Land for a considerable Time, till they can carry it away, without making any Use of the Storehouses by him erected, so that he is a great Sufferer, the Storage he receives being far short of the Charge he is at in keeping a Store-keeper, and reimbursing his Expences in building; and praying that this House will oblige such Persons as bring their Tobacco and Goods to the Petitioner's Land at *Westham*, and cannot carry the same away the same Day, to pay the Petitioner Storage, according to the Directions of the said Act; or that he may not be obliged to keep the said Storehouses public, and that the said Act as to so much as relates to keeping the same, may be repealed, was presented to the House and received.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they examine the several Matters thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That the Call of the House be put off till *Wednesday* next.

An ingrossed Bill, intituled, *An Act for the further Improvement of the Staple of Tobacco, and for other Purposes therein mentioned*; was, according to Order, read a third Time, and a Blank therein filled up; and the Question being put, That the said Bill do pass.

It passed in the Negative.

Resolved, That the said Bill be rejected.

A Message from the Council by *M^r Walthoe*;

"That a Petition of the Justices of *Frederick County*, directed to the Governor, Council and House of Burgeesses, had been read in Council, and was by them referred to the Consideration of this House, and the said Petition was read, setting forth, That the Sheriff of that County labored under great Disadvantages; his Fees, as now settled, being in Tobacco, at three Farthings *per* Pound; and that the great Distance the Inhabitants are settled from each other, and the Extensiveness of their County greatly lessens the Benefit he is supposed to receive, and renders it an Office of Slavery rather than Profit. That many of the former Sheriffs have been totally ruined, which discourages others who are to succeed, from accepting of that Office; and praying that the Fees of the Sheriff of the said County, may be increased, and the rather because the Person appointed is obliged to accept the said Office, or pay a Fine he is liable to on Refusal. And the Question being put, That it be referred to a Committee,

It passed in the Negative.

Resolved, That the said Petition be rejected.

M^r Lomax from the Committee of Trade, reported that the Committee had had under their Consideration, the Memorial of *James Thweat* and *John Dabney* Inspectors at *Bolling's Point* Warehouse to them referred, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table.

Ordered, That the Consideration of the said Report be put off till *Wednesday* next.

A Petition of *William Chandler*, setting forth, That in *March 1754*, he arrested one *John Dorton*, who, he was informed, had committed a Felony on one *John Coleman*, and carried him to the House of Col. *Bernard Moore*, a Justice of the Peace; That the Petitioner, with his Prisoner, waited some Time the Return of the said *M^r Moore*, who was gone from home, but as soon as he returned, the Prisoner escaped, but being pursued and retaken by the Petitioner he stabbed and wounded the Petitioner so cruelly, That his Life was in great Danger: that he was at great Expence for Doctors, and hiring Persons to manage his Plantation Business during his Illness. That the said Prisoner was afterwards tried and convicted in the General Court for the said Felony, which Punishment

ment he would have escaped had not the Petitioner retaken him as aforesaid, and praying the Consideration of this House, was presented to the House and received.

Ordered, That the said Petition be referred to the Committee of Claims, that they examine into the Allegations thereof, and report the same, with their Opinion thereupon to the House.

A Claim of *Samuel Harris*, for taking up a Runaway therein mentioned; was presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims to allow the said Claim in the Book of Claims.

An Account of *Robert Higginson*, against the Public, for ferrying the tributary Indians, over the River, from *James-Town*, was presented to the House and received.

Ordered, That the said Account be referred to the Committee of Claims, that they examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Henry Robinson*, from the Committee to whom the Bill *For dividing the Parish of St. Paul and St. Martin in the County of Hanover*; was committed reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House, which he read in his Place, and afterwards delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the said Bill with the Amendments be ingrossed.

Ordered, That Mr *Pendleton* have Leave to be absent from the Service of this House till Wednesday next.

Mr Attorney from the Committee for Courts of Justice, presented to the House according to Order a Bill for reviving an Act intituled, *An Act for preserving the Breed of Sheep*.

Also a Bill for reviving an Act, intituled, *An Act for allowing Fairs to be kept in the Town of Alexandria*, and the said Bills were read a first Time, and ordered to be read a second Time.

And then the House adjourned till To-morrow Morning Ten a-Clock.



Thursday, May 15th, 1755.

 Petition of *Alice Catlett* Widow, setting forth, That some Time last Year, Ned a Negroe Slave belonging to the Petitioner was committed to the Goal of *Culpeper* County for a Felony, and on a Trial was sentenced to be burnt in the Hand, which was done; and some Persons appearing in Court and making Oath that they apprehended some Mischief from the said Slave if he was discharged, the Court of the said County recommitted him to Goal there to remain a Year, unless he could find Security for the Peace, soon after which he died in Goal, and praying that she may be paid the Value of the said Slave, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Claims, that they examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Blackwell*, from the Committee, to whom the Bill *For dividing the County of Prince William*, was committed, reported, that the Committee had made an Amendment thereto, which he read in his Place, and delivered the Bill with the Amendment in at the Table, where the Amendment was again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendment be ingrossed.

Mr *Lomax*, from the Committee of Trade, reported, That the Committee had had under their Consideration several Matters relating to the Trade of this Colony, and had
come

come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House as follows,

Resolved, That the licensing and regulating Pilots, and settling their Fees will be a Benefit to the Trade of this Colony.

Ordered, That the Committee of Trade do prepare and bring in a Bill pursuant to the said Resolution.

Ordered, That Mr *George Taylor*, have Leave to be absent from the Service of this House till this Day Fortnight; Mr *Gabriel Jones*, for the Remainder of this Session; Mr *Thomas Tabb*, till Monday Se'ennight, Mr *Curtis*, till this Day Se'ennight; Mr *Payne* and Mr *Marrable*, till Saturday Se'ennight, and Mr *Bolling*, till Wednesday next.

A Petition of *John Ogleby*, setting forth, That he had served his Majesty as a Soldier under Colonel *Washington*, and by bad weather and constant Duty at the Battle at the *Great Meadows*, was become lame, and unfit for Service, and was discharged without Pay, and praying that this House would order his Wages to be paid him, and such other Relief as they should think fit, was presented to the House, and received.

Ordered, That the said Petition do lie on the Table.

A Claim of *William George*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

Mr *Ruffin*, from the Committee of Public Claims, reported, That the Committee had 34 had under their Consideration several Matters to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House as follow;

On Consideration of the Petition of *George Purcelley*, setting forth, That his Negroe Man *Guy*, being by a Court of *Oyer and Terminer*, held for his Trial, sentenced to be hanged, and valued at Forty five Pounds Current Money, afterwards and before the Day appointed for his Execution, made his Escape out of Goal, and had not since been taken, and praying the Relief of the House therein.

Resolved, That it is the Opinion of this Committee, That the Allegations of the said Petition are true, and that the said *George Purcelley* ought to be paid for his said Slave by the Public.

On Consideration of the Petition of *Francis Whiting*, Guardian of *John* and *Mary Whiting*, Orphans of *Francis Whiting* deceased, setting forth, That *Will*, a Negroe Man Slave belonging to the said Orphans being run away and duly outlawed, ran into a Creek and was drowned in avoiding some Persons that were in Pursuit of him, and praying Relief.

Resolved, That it appears to this Committee, That the said Negroe ran away; that he was seen and pursued by two white Men; that the said Negroe ran into a Marsh by the Side of a Creek; that when the Men came to the Marsh, they stopped, and the Negroe being about one Hundred Yards from them, on the Creek Side, stopped likewise, and looked back, and then jumped into the Creek and was drowned; that about three Hours afterwards one of the Persons who had pursued the said Negroe as aforesaid, met a Man with a Proclamation of Outlawry against him, which he carried to the Clerk of the Parish Church, who published it the Day after.

Resolved, That it is the Opinion of this Committee, That the said Petition be rejected.

On Consideration of the Petition of *John Hearndon* and *Philip Peyton*, setting forth, That they had by Order of the Court of *Spotsylvania* County attended the General Court as Witneses for the King, upon a Prosecution against one *Andrew Crawford*, and had entered their Attendance in the Secretary's Office, but that their Attendance was omitted to be certified to the General Assembly, by Means whereof they had not received the usual Allowance to Witneses for the King, and praying that the House would take the same into their Consideration.

Resolved, That it appears to this Committee, That the Petitioners were Witneses for the King against the said *Andrew Crawford*, for an Assault and Battery, and their Attendance

ance duly entered in the Secretary's Office, but not certified to the General Affembly, the fame not being a public Charge.

Resolved, That it is the Opinion of this Committee, That the faid Petition be rejected.

Ordered, That it be an Inftruction to the Committee of Claims to make an Allowance in the Book of Claims purfuant to the firft Refolution.

³⁵ Mr *Charles Carter* from the Committee of Propofitions and Grievances, reported that the Committee had had under their Confideration divers Propofitions from feveral Counties to them referred, and had come to feveral Refolutions thereupon, which he read in his Place, and then delivered in at the Table.

Ordered, That the Confideration of the faid Report be put off 'till *Wednesday* next.

The Order of the Day being read for the Houfe to refolve itfelf into a Committee to take into their further Confideration the Governor's Speech.

Ordered, That the Letter from Sir *John St. Clair*, to the Governor, laid before this Houfe by his Honor's Command, on *Monday* laft, and then ordered to lie on the Table, be referred to the Confideration of the faid Committee.

And then the Houfe refolved itfelf into a Committee upon the faid Speech; and after fome Time fpent therein, Mr Speaker refumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the Governor's Spéech under their Confideration and gone through the fame, and had come to a Refolution thereupon, which they had directed him to report to the Houfe, and he read the fame in his Place, and then delivered it in at the Table, where it was again twice read, and agreed to by the Houfe, as follows;

Resolved, That a further Sum not exceeding Six Thoufand Pounds ought to be raifed for the Protection of our Frontiers, againft the Incroachments of the *French*.

Upon a Motion made,

Resolved, That this Houfe will refolve itfelf into a Committee to confider of Ways and Means to raife the Sum of Six Thoufand Pounds, purfuant to the Refolution of the Committee this Day agreed to by the Houfe, on *Thursday* next.

A Petition of *William Moseley*, and *John Osborne*, Infpectors at *Osborne's* Warehoufe, in *Chefterfield* County, fetting forth, That their Buinefs is greatly increafed, and that the Salary allowed them is too fmall for their Services, and praying an Increafe of their Salaries;

Alfo a Petition of *Christopher Martin* and *Field Archer*, Infpectors at Col. *John Bolling's* Warehoufe, to the fame Purpofe, were feverally prefented to the Houfe and received.

Ordered, That the faid Petitions do lie on the Table.

A Petition of the Clergy of this Colony, fetting forth, That the Salary appointed for them by Law is fo fcanty, that it is with Difficulty they fupport themfelves and Families, and can by no Means make any Provifion for their Widows and Children, who are generally left to the Charity of their Friends. That the fmall Encouragement given to Clergymen is a Reafon why fo few come into this Colony from the two Univerfities, and that fo many, who are a Difgrace to the Miniftry, find Opportunities to fill the Parifhes: That the raifing the Salary, would, in their Opinion, prove of great Service to this Colony, as a decent Subfiftance would be a great Encouragement to the Youth to take
³⁶ Orders, for want of which few Gentlemen have hitherto thought it worth while to bring up their Children in the Study of Divinity. That they generally fpend many Years of their Lives at great Expenfe in Study, when their Patrimony is pretty well exhausted, and when in holy Orders they can't follow any fecular Employment for the Advancement of their Fortunes, and may, on that Account expect a more liberal Provifion, was prefented to the Houfe and read; and the Queftion being put, That the faid Petition be referred to a Committee.

It paffed in the Negative.

Resolved, That the faid Petition be rejected.

And then the Houfe adjourned till To-morrow Morning Ten o'Clock.

Friday,

Friday, May 16th, 1755.



PETITION from *Albemarle County*, praying that a Ferry may be established from the Land of *George Stovall*, the younger, in that County, over the *Fluvanna*, to the Land of *George Stovall*, in *Bedford County*, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they examine into the Matters thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *James Thweat* Inspector at *Bolling's Point Warehouse*, and *John Eppes* and *Thomas Scott*, Executors of *John Eppes*, deceased, who was an Inspector at the said Warehouse, setting forth, That since the last additional Allowance made by this House to their Salaries, they have shipped 6446 Hhds of Tobacco, and paid into the Treasury 565 £. 18 s. 9 d. That they were obliged to keep two able Negroes, and employ a white Man at 18 £. a Year, to dispatch the Business at the said Warehouse, which made so considerable a Deduction from their Salaries, that they did not clear more than 60 £. each, for the two last Years, out of which they were obliged to pay 25 £. for Tobacco stolen out of the said Warehouse, and praying such further Allowance for the two last Years, as this House should think fit.

Also a Petition of *Lusley Turpin*, and *William Baugh*, Inspectors at *Warwick Warehouse*, on *James River*, praying an additional Allowance to their Salaries, in Consideration of the Increase of their Businesses.

Also a Petition of *David Gorman*, setting forth, That he had served his Majesty as a Soldier in the late Engagement with the *French* at the Great Meadows, where he had received several Wounds, which had rendered him incapable of getting a Livelihood, together with a Certificate under the Hand of Captain *Adam Stephen*, attesting the Truth of the said Petition; were severally presented to the House and read.

Ordered, That the said Petitions do lie on the Table.

Upon a Motion made,

Ordered, That the Committee to whom the Bill *For amending an Act*, intituled, *An Act declaring the Law concerning Executions, and for the Relief of insolvent Debtors*, was committed, be discharged from proceeding any further on the said Bill, and that the said Bill be committed to a Committee of the whole House.

37

Resolved, That this House will resolve itself into a Committee upon the said Bill on *Thursday* next.

A Petition of several of the Vestrymen and other Freeholders in the upper Parish in *Nansemond County*, setting forth, That several of the Vestrymen of the said Parish are ancient, weak and infirm Persons, That some others refuse to appear at the Vestries when legally called, and that there has been for some past, a Disagreement amongst the Members, so that the Petitioners imagine the Business of the said Parish is neglected, and praying that an Act may pass for dissolving the said Vestry, and that they may be empowered to elect twelve other Men, for Vestrymen of the said Parish, was presented to the House and read.

Ordered, That a Bill be brought in pursuant to the Prayer of the said Petition, and it is referred to Mr *Riddick* to prepare and bring in the same.

Ordered, That Mr *Riddick* be added to the Committees of Propositions and Grievances, Privileges and Elections, and Trade.

Mr *Charles Carter* from the Committee of Propositions and Grievances, presented to the House, according to Order, a Bill *For erecting the County of Prince Edward into a distinct Parish, and for other Purposes therein mentioned*, and the same was read the first Time, and ordered to be read a second Time.

Mr *Ruffin*, from the Committee of public Claims, reported, that the Committee had had under their Consideration several Matters to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again read, and are as follow,

On

On Consideration of the Petition of *George Mason*, setting forth, That his Negroe Slave *Dick*, having ran away and committed many Felonies, was in due Form of Law outlawed, and being taken up by some of Captain *Mackay's* Company, was by them delivered to one *Daniel James* in perfect Health; That as the said *James* was carrying the said Slave to the Constable, he pulled him off his Horse, and in struggling to make his Escape, received some Hurt, and refusing to go any further, the said *James* tied him with a Rope to his Horse's Tail, and in that Manner dragged him to the next House, where he, in a few Minutes expired, and praying such Allowance for his said Slave, as this House should think fit.

Resolved, That it appears to this Committee, That the said Negro ran away and committed some Crime, for which he was tried and one of his Ears cut off, by Order of the Court of the County of *Fairfax*, That about ten Days afterwards, he ran away again, and thereupon, *to wit*, on the 27th of *April* 1754, was outlawed in the common Form, and on the 24th of *May* following, was taken up by the Officers of Captain *Mackay's* Company, on their March to the *Ohio*, and delivered by them to one *Daniel James*, who gave a Receipt for him, in which he promised to deliver the said Slave to the Petitioner or his Order, or otherwise into the Hands of some lawful Constable. That it appears to this Committee, That one *Samuel Jenkins*, who was a Witness to a Coroner's Inquest that was taken on the Body of the said Slave, after his Death; that the said *James* told the Deponent *Jenkins*, that soon after he was out of Sight of the Officers and Company that delivered him the said Slave, he the said Slave pulled the said *James* off his Horse, and attempted to make his Escape, and refused to go any further, saying he was outlawed, and if he was carried to Prison he should certainly be hanged, the said *James* was obliged to use some Violence and strike him two or three Blows; That soon after the said Deponent met the said *James*, the Negroe fell down in the Road, and either would not, or could not go any further; that there was a great Gust rising at the Time, and the said *James* being afraid the said Negroe might escape, tied him with a Rope to his Horse's Tail, and in that Manner dragged him to the said *Jenkins's* House, where he expired in a few Minutes afterwards: That the Jury upon examining the Body could not find any Wounds or Bruises that they thought sufficient to kill him; That *Daniel James* told the Jury he believed the Negroe had poisoned himself, for he saw him take something out of his Pocket and swallow it, that he was soon after taken with a Vomitting, but as no other Person was by at the Time *James* said he suspected the Negroe took Poison, the Jury did not take much Notice of what he said, and further that this appears by the Deposition of one of the Coroner's Inquest, who proves *Jenkins's* Testimony before the Coroner's Inquest, as before recited.

Resolved, That it is the Opinion of this Committee, That the said Petition is reasonable, and that the said *George Mason*, ought to be paid the Sum of Forty Pounds, for the said Slave, by the Public.

Resolved, That it is the Opinion of this Committee, That a Note of the Inspectors of the public Warehouses at *Kennon's* for one Hoghead of Tobacco, belonging to *John West*, of nine hundred and twenty Pounds nett, which was burnt in the said Warehouse, and not mentioned in the Memorial of the said Inspectors, ought to be paid for by the Public, at the Rate of fifteen Shillings *per* Hundred.

On Consideration of the Petition of *Arthur Smith*, setting forth, That the Petitioner, Proprietor of the Lots in the Town of *Smithfield*, whereon the public Warehouses were ordered to be built, had, at his own Expence erected and compleatly finished a Warehouse, with Locks, Prizes, &c. forty four Feet square, which was soon afterwards burnt, with several Hogheads of Tobacco, to the Petitioner's Loss at least sixty Pounds, and praying such Relief as this House should think reasonable.

Resolved, That it appears to this Committee, That on removing the public Warehouses from *Wainwright's* to *Smithfield*; the Petitioner built a Warehouse there, That before any Tobacco was inspected, or the Scales and Weights fixed in the said Warehouse, the same was burnt, and about eleven Hogheads of Tobacco in it.

Resolved,

Resolved, That it is the Opinion of this Committee, the said Petition be rejected.

On Consideration of the Petition of *John Dalton*, setting forth, That *James Farrow*, who was committed to the Goal of *Fairfax* County, for Felony, and ordered down to *Williamsburg* for his Trial, broke the said Goal and escaped into *Maryland*; whereupon a Reward was offered for apprehending the said Felon, in Consequence whereof he was taken: And that the Petitioner paid 4 £. 17 s. 6 d. and praying, that he might be refunded, as it was done, for the Service of the Public.

Resolved, That it is the Opinion of this Committee, that the said Petition be rejected.

The second Resolution being read a second Time, and the Question put, that the House agree thereto,

It passed in the Negative.

Resolved, That the Petition of the said *George Mason*, be rejected.

The other Resolutions being read a second Time, and the Question severally put, that the House agree thereto,

It passed in the Affirmative.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, pursuant to the third Resolution.

A Petition of the Minister, Churchwardens, and Vestry of the Parish of *Bruton*, setting forth, That the Charge of providing for the Poor of the said Parish, hath always been burthenfome to the Inhabitants thereof, and of late Years hath much increased, which they conceive is owing to the great Number of idle Persons, that resort to the City of *Williamsburg* (situate in the said Parish) in publick Times, who lurk about the Town, and Parts adjacent, till they gain a Settlement, and then become a Charge to the Parish. That there is a House belonging to the Parish, at the *Capitol* Landing, which might easily be converted into a Workhouse, where the Poor might be more cheaply maintained, and usefully employed; provided the Officers of the said Parish had sufficient Power to compel them to live there; and praying, that an Act may pass to empower them to compel the Poor of their Parish, to dwell and work in the said House, under such Regulations and Restrictions, as this House shall direct.

Ordered, That a Bill be brought in pursuant to the prayer of the said Petition, and it is referred to M^r *Waller*, and M^r Attorney, to prepare and bring in the same;

Ordered, That it be an Instruction to the said Committee, That they receive a Clause or Clauses, to include all the Parishes in this Colony, and to empower the several Vestries to establish Workhouses in their respective Parishes.

M^r Attorney, from the Committee for Courts of Justice, presented to the House, according to Order, a Bill For continuing so much of the Act of Assembly, intituled, *An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi*, as relates to the raising and imposing, collecting and paying the Duties therein mentioned, and the same was read the first Time, and ordered to be read a second Time.

Ordered, That it be an Instruction to the Committee to whom it is referred, to prepare and bring in a Bill, for empowering the Justices of the County of *Princess Anne*, to fix a Price on Tobacco, to be paid for public Dues in that County, that they receive a Clause or Clauses for giving the same Power to the Justices of the County of *Norfolk*.

Ordered, That the third reading of the Bill for dividing the County of *Prince William*, be put off till *Wednesday* next.

Ordered, That M^r *Woodbridge*, have Leave to be absent from the Service of this House, till *Thursday* Se'ennight.

An ingrossed Bill intituled, *An Act for dividing the Parishes of St. Paul and St. Martin, in the County of Hanover*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r *Charles Carter*, do carry it to the Council for their Concurrence.

A Petition of *Stephen Watkins*, setting forth, That some Time last Year, he having walked out from Home, in his Absence lost one of his Children, and a Negroe Man Slave, who were murdered by another Negroe Slave, belonging to the Petitioner: That the Petitioner

tioner being informed thereof, immediately procured several Persons to go armed in pursuit of the Murderer, who had run off, in order to bring him to Justice; but before they could come up with him, he had hanged himself, to avoid as the Petitioner supposes, the Punishment of the Law. That the Petitioner is an infirm old Man, and had no other Assistance to get his Living, than the two above mentioned Slaves; and praying, that he may be allowed the Value of the said Slave, who committed the Murder, was presented to the House and read.

Ordered, That that the said Petition be referred to the Committee of Claims, that they examine into the Allegations thereof, and report the same, with their Opinions thereupon, to the House.

Ordered, That Mr *Hutchings*, have Leave to be absent from the Service of this House, till To-morrow Se'ennight.

A Claim of *John Goodrich*, for taking up a Runaway therein mentioned, was presented to the House, and received.

Ordered, That it be an instruction to the Committee of Claims, to allow the said Claims in the Book of Claims.

And then the House adjourned till *Tuesday* Morning Ten a-Clock.



Tuesday, May 20th, 1755.

M R. *Riddick*, presented to the House according to Order a Bill *For dissolving the Vestry of the upper Parish in the County of Nansemond*; and the same was read the first Time, and ordered to be read a second Time.

A Bill for reviving an Act intituled, *An Act for preserving the Breed of Sheep*, was read a second Time, and committed to Mr *Carter Burwell*, Mr *Johnson*, and Mr *Blackwell*.

⁴¹ A Bill, *For reviving an Act, intituled, An Act for allowing Fairs to be kept in the Town of Alexandria*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

A Petition of fundry Inhabitants near the City of *Williamsburg*, setting forth, The many Prejudices and Disadvantages they are subject to, by the Liberty given to Slaves by their Masters, to raise and sell Fowls, and praying that Slaves may not be allowed to raise or sell Geese, Turkeys, or any other Fowls, in or near the City of *Williamsburg*, was presented to the House and read, and the Question being put, that the said Petition be referred to a Committee,

It passed in the Negative.

Resolved, That the said Petition be rejected.

And then the House adjourned till To-morrow Morning Ten o-Clock.



Wednesday, May 21st, 1755.

Ordered,

T HAT Mr *Perkins* have Leave to be absent from the Service of this House, for the Remainder of this Session.

A Petition of fundry Inhabitants of the County of *Hanover*, praying a Division of the said County, by the Lines of St. *Martin's* Parish, and that that Part of the County of *Louisa* that lies in the said Parish, may be added to the new County, was presented to the House and read; and the Question being put, that the said Petition be referred to to a Committee,

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Petition of *James Daniel*, of *Caroline County*, setting forth, That in the Court of *Oyer and Terminer*, in *June*, 1752, he was summoned, and did attend the said Court two Days as a Witness for the King, against one *Henry Bates* a Felon, having travelled 80 Miles, and crossed at *Claibornes Ferry*, but that his Attendance was omitted to be entered in the Secretary's Office, by which Means he was not allowed for the same in the last public Levy, and praying that the legal Allowance may be made him for the Service aforeaid.

Ordered, That it be Instruction to the Committee of Claims, to make the usual Allowance to the said *James Daniel*, in the Book of Claims.

A Petition of *Kenneth MacKenzie*, setting forth, That a Negroe Slave, belonging to him, named *Harry*, having quarreled with his Wife, stabbed her in several Places, and imagining that she would die thereof, ran away, whereupon the Petitioner obtained an Outlawry against him, but before it could be published, the said Slave hanged himself, and praying such Allowance as this House should think fit, was presented to the House 42 and read, and the Question being put, that the said Petition be referred to a Committee,

It passed in the Negative.

Resolved, That the said Petition be rejected.

Mr Waller, presented to the House, according to Order, a Bill *For employing and better maintaining the Poor*, and the same was read the first Time, and ordered to be read a second Time.

A Claim of *James Vaughan*, for taking up a Runaway, therein mentioned, was presented to the House and read.

Ordered, That it be an Instruction to the Committee of Claims, to allow the said Claim in the Book of Claims.

A Petition of *William Hunter* Printer, was presented to the House and read, setting forth, That his Expence in carrying on the public Business, has been greatly increased since his Salary was first appointed, but as his Indisposition has prevented him from preparing a particular Representation of this Matter, he prayed that his usual Salary may be continued to him, from hence to the End of the next Session of Assembly.

Resolved, That the Sum of 300 £. *per Annum*, be allowed to *William Hunter* Printer, from the End of this present Session, to the next Session of Assembly for his Salary, as a full Recompence for printing and delivering Inspectors Notes, and Books, printing Proclamations, and other Acts of Government, and all other publick Services.

Ordered, That the said Resolve be ingrossed, and that *Mr Waller* do carry it to the Council for their Concurrence.

The House proceeded to the Consideration of the Report from the Committee of Trade, made on *Wednesday* last, and referred to be considered this Day, and the same was read and is as follows,

Resolved, That the Proprietors of the Tobacco burnt at *Bolling's Point Warehouse*, ought to be allowed by the public for the said Tobacco, at the Rates following: *viz.*

For 723 Hogheads passed this present Year.....	15 f.	} <i>per Cent.</i>
50 passed in 1754.....	14 f.	
6 1753 and 1752.....	12 f. 6 d.	
3 1751 and 1748.....	10 f.	

And for the Tobacco which had been refused, but not picked at the Rate of 12 f. 6 d. *per Cent*, allowing 500 for each Hoghead. And for the Tobacco uninspected 14f. *per Cent*. allowing 1000 Nett, for each Hoghead. And that the 16389 lb. Tobacco saved out of the burnt Tobacco ought to be applied to the Discharge of 16092 lb. due from the Inspectors upon outstanding transfer Notes.

The said Report being read a second Time, a Motion was made that it be recommitted to the said Committee, and the Question being put thereupon,

It passed in the Affirmative. 43

Ordered, That the said Report be recommitted to the said Committee.

A Memorial of Captain *John Morke*, was presented to the House and read, setting forth, That he having from his Infancy used the Seas, in the *British* Employ, and failed

to the moſt diſtant Parts of the known World, has made it his Study and particular Care, (prompted thereto by his natural Genius and Temper) to make Obſervations and attain the Knowledge of ſuch uſeful Inventions, as may be of Service to the *British* Nation; particularly that he has diſcovered a Method to make Ship Timber, (with which this Colony is plentifully provided) much more durable than it has hitherto been, and will preſerve it found and free from Rottenneſs and Decay, (as he has experienced) three Times longer than thoſe built in the common Way, which valuable Secret, Memorialiſt out of his great Regard to the *British* Intereſt in General, and this Colony in particular, (to which this Method of preſerving Timber muſt be of very great Service) is induced to diſcover, and praying that this Houſe will appoint a ſmall Committee of two or three experienced Perſons to examine into and receive his ſaid Diſcovery and make a Report thereof to this Aſſembly, for which he deſires no other Reward than this Houſe ſhall think he deſerves.

The Memorial further ſets forth, That the Memorialiſt by his Acquaintance with the *British* Northern Colonies, and from his Remarks, Obſervations and Experience, having found that moſt if not all the Materials for naval Stores, and ſeveral other Commodities may be produced and brought to the greateſt Perfection in moſt or all Parts of the ſaid Northern Colonies, (which may greatly conduce to the enriching this) did lately, while in *England*, make it his Buſineſs to find out and engage ſeveral honeſt, able, and experienced Perſons, perfect Maſters in their ſeveral Arts, upon proper Encouragement, to come over and Inſtruſt the People of theſe Colonies, to make Tar better and cure Hemp to a much greater Perfection than they have hitherto done; and alſo in the Art of making Pot-Aſh, Iron, Steel, &c. but as his Subſtance will not admit him to bring over the ſeveral Artiſts at his own Expence, he prays (if this Houſe ſhall think the ſaid Improvements will be for the Service of this Colony) that they will promote the ſame by granting a ſuitable Encouragement, and Support to the ſaid ſeveral Artiſts to come over and inſtruſt the Inhabitants in the ſaid Improvements: But if this ſhould be unſuitable to the Circumſtances of this Colony at this Time, he hopes that this Houſe will not therefore deſpiſe his ſincere Intentions of being ſerviceable, but will enable him to return to his Family with ſome Comfort.

Ordered, That the ſaid Memorial do lie on the Table.

An ingroſſed Bill, intituled, *An Act for dividing Prince William*, was according to Order read the third Time, and Blanks therein filled up.

Resolved, That the Bill do paſs.

Ordered, That Mr *Thomas Harriſon*, do carry the ſaid Bill to the Council for their Concurrence.

A Meſſage from the Council by Mr *Waltheo*;

44 That they have agreed to the Bill intituled, *An Act for diſſolving the preſent Veſtry of the Pariſh of Cople, and electing a new Veſtry for the ſaid Pariſh*.

An ingroſſed Bill, intituled, *An Act for reviving an Act, intituled, An Act for allowing Fairs to be kept in the Town of Alexandria*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do paſs.

Ordered, That Mr *Weſt*, do carry it to the Council for their Concurrence.

The Houſe proceeded to the Conſideration of the Report from the Committee of Propoſitions and Grievances, made on *Thursday* laſt, and referred to be conſidered this Day, and the ſame was read, and is as follows.

Resolved, That it is the Opinion of this Committee, That the Propoſitions from the County of *King George*, for eſtabliſhing a public Ferry, from the Land of *Anderson Doniphon*, in the ſaid County, to the Land late *Lawrence Battail's*, in the County of *Caroline*, be rejected.

Resolved, That it is the Opinion of this Committee, That the Petition of ſeveral Merchants and other Inhabitants of the County of *Nanſemond*, praying, the public Warehouſe appointed at *Lawrences*, in that County, for the Inſpection of Tobacco
may

may be discontinued, and another appointed and erected in Lieu thereof on the Land of *Thomas Milner* the younger, is reasonable.

Resolved, That it is the Opinion of this Committee, That the Proposition, from the County of *Lancaster*, concerning the Importation of Convicts, be rejected.

The second and third Resolutions being read a second Time, and the Question severally put, that the House agree thereto,

It passed in the Affirmative

Ordered, That it be an Instruction to the Committee, to whom it is referred to bring in a Bill to put the Pickers of Tobacco under some Regulations, that they receive a Clause or Clauses pursuant to the second Resolution.

Ordered, That the Consideration of the said Report, as to the first Resolution be put off till To-morrow Se'ennight.

A Petition of the Inspectors at *Page's* and *Crutchfield's* Warehouses in the County of *Hanover*, setting forth, That the Business at the said Warehouses is of late greatly increased, and praying an Increase of their Salaries: Also setting forth, that the said Warehouses have been several Times in Danger of being burnt down, occasioned by mischievous Persons kindling Fires in, and near the said Warehouses, and praying, that some Method may be taken, for punishing such Persons as shall presume to kindle Fires in or near the said Warehouses, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

A Bill, *For erecting the County of Prince Edward, into a distinct Parish, and for other Purposes therein mentioned*, was read a second Time, and committed to Mr *Bland*, Mr *Randolph*, and to the Members for *Lunenburg*, *Halifax*, *Bedford*, and *Prince Edward*.

Mr *Charles Carter* from the Committee of Propositions and Grievances, reported, 45
that the Committee had had under their Consideration divers Propositions from several Counties to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House as follow;

Resolved, That the Proposition from the County of *Northumberland*, for restraining the tending to great Numbers of Tobacco Plants, be rejected.

Resolved, That the Petition of sundry Freeholders and Housekeepers, of the Parish of *St. Andrew*, in the County of *Brunswick*, praying the Vestry of that Parish may be dissolved, and another elected, is reasonable.

Resolved, That the Petition of sundry Inhabitants of the County of *Lunenburg*, praying, that they may be allowed to discharge their public Dues, in the Manner provided for the Frontier Counties, be rejected.

Resolved, That the Petition of the Churchwardens and Vestry of the Parish of *Meherrin*, in the County of *Brunswick*, praying the Parish of *St. Andrew*, may be obliged to pay the said Parish of *Meherrin*, a proportionable Part of the Value of the *Glebe* Land and Houses, in the said Parish of *St. Andrew*, be rejected.

Resolved, That the Petition of the Inhabitants of the County of *Fairfax*, praying the said County may be divided into two distinct Counties, is reasonable.

Resolved, That the Petition of the Inhabitants of the County of *Brunswick*, praying, that Pickers of Tobacco may be put under a Regulation, is reasonable.

Resolved, That the Petitions from the Counties of *Albemarle* and *Orange*, praying, that an additional Allowance to the Reward for killing Wolves, be rejected.

Resolved, That a Petition of the Inhabitants of the Counties of *Lunenburg* and *Brunswick*, praying, a Division thereof, be rejected.

Resolved, That the Petition of the Inhabitants of the County of *Lunenburg*, in opposition to the said Petition, is reasonable.

Resolved, That the Proposition from the County of *Nansemond*, for prohibiting Inspectors of Tar, Pitch, and Turpentine, from buying any such Commodity, for themselves or any other Person while they continue Inspectors, is reasonable.

Resolved,

Resolved, That the Petition of *William Harding* and *John Meath*, Inspectors of Tobacco at *Coan* Warehouse, praying, their Salaries may be raised, is reasonable.

Resolved, That the Sum of five Pounds *per Annum*, to each of the said Inspectors is a reasonable Addition to their Salaries.

On Consideration of the Petition of *William Byrd* Esquire, praying, That such Persons as bring their Tobacco and other Goods to the Petitioner's Land at *Westham*, and do not carry them away the same Day, may be obliged to pay Storage, or that he may not be obliged to keep a public Storehouse there.

46 *Resolved*, That every Person, bringing Tobacco or other Goods to the Petitioner's said Land, who suffers the same to continue there twenty four Hours, ought to pay him Storage, for such Tobacco, or other Goods.

Ordered, That it be an Instruction to the Committee to whom it is referred, to bring in a Bill, *For putting the Pickers of Tobacco under some Regulations*, that they receive a Clause or Clauses pursuant to the sixth, eleventh, and twelfth Resolutions,

Ordered, That the Committee of Propositions and Grievances, do prepare and bring in a Bill or Bills pursuant to the other Resolutions.

A Message from the Council by M^r *Walthoe*.

That they have agreed to the Bill intituled, *An Act for reviving an Act, intituled, An Act for allowing Fairs to be kept in the Town of Alexandria*.

A Petition of *Robert Bell*, setting forth, That he had served his Majesty as a Soldier, in the late Engagement with the *French*, at the *Great-Meadows*, where he had received several Bruises, which had rendered him incapable of getting a Livelihood; and praying the Consideration of this House, was presented to the House and received.

Ordered, That the said Petition do lie on the Table.

A Claim of *Samuel Smith*, for two Hogheads of Tobacco, drowned in the Warehouses at the *Great-Bridge*, in *December*, 1750.

Also a Petition of *Philip-Edwards Jones*, setting forth, that at a former Session of Assembly, 180 lb. of Tobacco were levied on the Petitioner, and by him paid to the Sheriff of *Gloster*, for a Runaway Slave, belonging to one *James Garnet*, taken up by one *John Evat*, upon a false Information given by the said Slave, that he belonged to the Petitioner, and praying that he may be repaid the said Tobacco, were severally presented to the House and received.

Ordered, That the said Claim and Petition be referred to the Committee of Claims, that they examine into the several Matters thereof, and report the same with their Opinions thereupon, to the House.

A Bill, *For dissolving the Vestry of the upper Parish, in the County of Nanfemond*, was read a second Time, and committed to M^r *Riddick* and M^r *Holliday*.

And then the House adjourned till Tomorrow Morning Ten o'Clock.



Thursday, May 22d, 1755.

✱✱✱ R. *Charles Carter*, from the Committee of Propositions and Grievances, presented to the House according to Order, a Bill *For prohibiting the Inspectors of Tar, Pitch, and Turpentine, from purchasing such Commodities*.

✱ M ✱ Also a Bill *For dissolving the Vestry of the Parish of St. Andrew in the County of Brunfwick, and electing a new Vestry in the said Parish*.

Also a Bill *For dividing the County of Fairfax*, and the same were read the first Time, and ordered to be read a second Time.

47 The Order of the Day being read, the House resolved itself into a Committee, to consider of Ways and Means to raise the Sum of 6000 £. agreeable to the Resolution of the

the House, made on *Thursday* last; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had come to a Resolution thereupon, which they had directed him to report to the House, and he read the same in his Place, and afterwards delivered it in at the Table, where it was again twice read, and agreed to by the House as follows;

Resolved, That the Sum of 6000 £. to be raised for the Protection of our Frontiers, against the Encroachments of the *French*, be raised by Way of Lottery.

Ordered, That a Bill be brought in pursuant to the said Resolution, and it is referred to Mr *Charles Carter*, Mr Attorney, Mr *Landon Carter*, Mr *Bland*, Mr *Waller*, Mr *Power*, Mr *Pendleton*, Mr *Randolph*, and Mr *Carter Burwell*.

The Order of the Day being read, the House resolved itself into a Committee upon the Bill, *To amend an Act, intituled, An Act declaring the Law concerning Executions, and for the Relief of insolvent Debtors*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, upon the said Bill To-morrow.

A Message from the Council by Mr *Walthoe*;

That they have agreed to the Resolve, for allowing *William Hunter*, Printer, the Sum of 300 £. *per Annum*, from the End of this present Session to the next Session of Assembly for his Salary, as a full Recompence for printing and delivering Inspectors Notes, and Books, printing Proclamations, and other Acts of Government, and all other public Services.

Ordered, That Mr *Francis Smith*, have Leave to be absent from the Service of this House till *Thursday* next.

And then the House adjourned till To-morrow Morning Ten a-Clock.



Friday, May 23d, 1755.

 R. *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration, divers Propositions, from several Counties to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follows;

Resolved, That the Petition from the County of *New-Kent*, praying that the Number of Tobacco Plants, that may be tended by each Tithable, may be restrained and limited, be rejected.

Resolved, That the Petition of *George Stovall*, and *John Harvie*, praying that a Ferry may be established from the Land of *George Stovall*, the younger, in *Albemarle* County, over the *Fluvanna*, to the Land of *George Stovall*, in *Bedford* County, is reasonable.

Ordered, That it be an Instruction to the Committee appointed to prepare and bring in a Bill *For establishing several new Ferries*, that they receive a Clause or Clauses pursuant to the second Resolution.

A written Message from the Governor, by Mr *Walthoe*;

"Mr Speaker,

"The Governor in Council has ordered the following Copy of a Paragraph of General *Braddock's* Letter to his Honor, to be laid before your House; as the Request therein "will be attended with very great Expence, his Honor recommends it to your Consideration for a more frugal Method of complying therewith, and desires you will immediately "enter upon it, that he may be enabled to return an Answer by Colonel *Washington*.

Fort-

Fort-Cumberland, May 15, 1755.

SIR,

I desire you will immediately order some of the nearest Militia to garrison this Place, as I shall take with me all the effective Men.

And also give your Orders to the several County Lieutenants, to hold their Militia in Readiness to bring me a Convoy, if I shall find their Assistance necessary, by the End of July.

E. Braddock.

And the same was read.

Ordered, That the said written Message be referred to the Consideration of a Committee of the whole House.

The House immediately resolved itself into a Committee to take into their Consideration the said written Message, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Message under their Consideration, and had come to a Resolution thereupon, which they had directed him to report to the House, and he read the same in his Place, and then delivered it in at the Table, where it was again twice read, and agreed to by the House, as follows,

Resolved, That an humble Address be made to his Honor the Governor to represent to him, That the ordering the Militia to garrison *Fort Cumberland*, is contrary to the Laws of this Colony, as that Fort is in the Province of *Maryland*, and that as the several Sums already given, and the Sum now voted by this House for the Defence of our Frontiers, is as much as the People of this Colony, in their present unhappy Circumstances are able to pay; we hope his Honor will not add to the heavy Burthen they already labor under, in paying the Taxes already levied on them for that Purpose, by raising the Militia at this Time, which we conceive will tend to the utter Ruin of this Colony, and render us incapable of ever hereafter giving any Assistance to repel his Majesty's Enemies and Invaders of his Dominions, and to desire his Honor to issue his Orders to the proper Officers, to see that their Militia are trained, armed, and exercised according to the Directions of the Act *For the better Regulation of the Militia*; and that Mr *Charles Carter*, Mr *Landon Carter*, Mr *Pendleton*, and Mr *Martin*, do wait on his Honor with the said Address.

Mr *Riddick*, from the Committee to whom the Bill, *For dissolving the Vestry of the upper Parish in the County of Nansemond*, was committed, reported, That the Committee had made an Amendment thereto, which he read in his Place, and then delivered the Bill with the Amendment in at the Table, where the Amendment was again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendment be ingrossed.

Mr *Charles Carter* from the Committee of Propositions and Grievances, presented to the House, according to Order, a Bill, *For regulating the Pickers of Tobacco, and for other Purposes therein mentioned*, and the same was read the first Time, and ordered to be read the second Time.

Mr *Lomax* from the Committee of Trade, reported, That the Committee had had under their Consideration the Memorial of *James Thweat* and *John Dabney*, Inspectors at *Bolling's Point Warehouse* to them recommitted, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read and agreed to by the House, as follows,

Resolved, That the Proprietors of the Tobacco burnt at the said Warehouse, ought to be allowed by the public, for the said Tobacco, at the Rates following, viz.

For 723 Hogheads passed this present Year.....	15 f.	} <i>per Cent.</i>
50 passed in 1754	14 f.	
6 1753 and 1752.....	12 f. 6 d.	
3 1751 and 1748.....	8 f. 4 d.	

And for the Tobacco which had been refused, but not picked at the Rate of 12 f. 6 d. *per Cent*, allowing 500 for each Hoghead. And for the Tobacco uninspected 14 f. *per Cent*. allowing 1000 Nett, for each Hoghead. And that the 16389 lb. Tobacco saved out of the burnt Tobacco ought to be applied to the Discharge of 16092 lb. due from the Inspectors upon outstanding transfer Notes.

Ordered,

Ordered, That a Bill be brought in pursuant to the said Resolution, and it is referred to the Committee of Trade, to prepare and bring in the same.

A Bill, *For employing and better maintaining the Poor*, was read a second Time, and committed to M^r Riddick, M^r Carter Burwell, M^r Dewey, and M^r Bland.

The Order of the Day being read, for the House to resolve itself into a Committee to take into their further Consideration the Bill *To amend an Act, intituled, an Act for declaring the Law concerning Executions, and for the Relief of insolvent Debtors*.

Resolved, That this House will again resolve itself into a Committee to take into their further Consideration the said Bill, To-morrow.

Ordered, That M^r Edmunds, have Leave to be absent from the Service of this House, till Thursday next.

And then the House adjourned till To-morrow Morning Ten o-Clock.

Saturday, May 24th, 1755.

50

 R. Charles Carter, from the Committee of Propositions and Grievances, to whom the Bill, *For enabling the Inhabitants of the County of Princeps-Anne, to pay their public Dues in Money*, was committed, reported, That the Committee had made several Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

An ingrossed Bill, intituled, *An Act for dissolving the Vestry of the upper Parish in the County of Nansemond*, was read the third Time, and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Riddick, do carry it to the Council for their Concurrence.

M^r Carter Burwell, from the Committee to whom the Bill, *For reviving the Act, intituled, an Act for preserving the Breed of Sheep*, was committed, reported, That the Committee had made several Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read and agreed to by the House, with an Amendment.

Ordered, That the Bill with the Amendments, as amended, be ingrossed.

A Bill, *For continuing so much of the Act of Assembly, intituled, An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi, as relates to the raising, imposing, collecting and paying the Duties therein mentioned*, was read a second Time, and ordered to be committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Tuesday next.

A written Message from the Governor by M^r Walthoe;

M^r Speaker, and Gentlemen of the House of Burgeffes,

"I received your Address in Answer to my Message sent you Yesterday. The Fort "Cumberland, was built for the Protection of our Frontiers; it is of no Consequence whether it is in Virginia or Maryland; it is the King's Fort, and the Guns mounted there, are those sent by his Majesty for such Uses.

I shall be sorry and unwilling to load the Colony with great and additional Expences, by raising the Militia; but Gentlemen, pray consider, when the General marches his Forces from that Fort, over the Alleghany Mountains, how inconsistent will it be, to leave that Fort without any Forces to defend it. Please to reconsider the Paragraph of the General's Letter sent you Yesterday, and then give me your Advice and Assistance to send some Men there to defend it against any Surprise, and that in the most frugal Manner, which is what I always have in my thoughts:" and the same was read.

Ordered,

⁵¹ *Ordered*, That the Consideration of the said written Message be put off till *Monday* next.

The Order of the Day being read.

The House again resolved itself into a Committee to take into their Consideration the Bill, *To amend an Act, intituled, An Act declaring the Law concerning Executions, and for the Relief of insolvent Debtors*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Bill under their further Consideration, and gone thro' the same, and had made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House, with an Amendment.

Ordered, That the Bill with the Amendments as amended, be ingrossed.

Upon a Motion made.

Ordered, That the several Petitions of disabled and discharged Soldiers, which have been at several Times presented to this House, and ordered to lie on the Table, be referred to Mr *Waller*, Mr *Attorney*, Mr *Power*, Mr *Pendleton*, Mr *Martin*, and Mr *Ruffin*, that they examine into the several Matters thereof, and report the same with their Opinions thereupon to the House.

Ordered, That Mr *Whiting* and Mr *Willoughby* be added to the Committee of Trade.

A Bill, *For dissolving the Vestry of the Parish of St. Andrew in the County of Brunswick, and electing a new Vestry in the said Parish*, was read a second Time.

Ordered, That the said Bill be ingrossed and read a third Time.

A Bill, *For dividing the County of Fairfax*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

A Bill, *For prohibiting Inspectors of Tar, Pitch and Turpentine, from purchasing such Commodities*, was read a second Time.

Ordered, That the said Bill be ingrossed and read a third Time.

And the House adjourned till To-morrow Morning Ten o'Clock.



Monday, May 26th, 1755.

✱✱✱ R. *Riddick*, presented to the House, a Commission from *Thomas Lee*, Esq; late President of his Majesty's Council, under the Seal of the Colony, bearing Date the 25th Day of *October*, in the 23d Year of his Majesty's Reign, to ✱ M ✱ *John Milner*, and others directed; and also a Commission from his Honor the Governor, under the Seal of the Colony, bearing Date the 9th Day of *February* 1754, and in the 27th Year of his Majesty's Reign, to *William Baker*, and others, directed, appointing them Commissioners for examining and taking the Depositions of all such Witnesses as should be produced to them, at the Instance of any Person whatsoever, in Relation to all Deeds, Wills, Inventories, and other Writings recorded in the Court of the County of *Nansemond*, where the Original has been lost, in Pursuance of an Act of Assembly, made in the 15th Year of his Majesty's Reign, intituled, *An Act for the Relief of those Persons who were Sufferers in the Loss of the Records of the County of Nansemond*; whose Cases have not already been provided for: and also the Return of the said Commissioners with the Depositions of several Witnesses by them taken, in Pursuance of the said Commission thereto annexed.

⁵² *Ordered*, That the said Commission and Return be referred to Mr *Riddick* and Mr *Holladay*, that they examine into the Matters thereof, and report the same, with their Opinion thereupon to the House.

A Bill, *For regulating the Pickers of Tobacco, and for other Purposes therein mentioned*, was read a second Time, and ordered to be committed to a Committee of the whole House.

Resolved,

Resolved, That this House will resolve itself into a Committee, to take the said Bill into their Consideration, To-morrow.

Mr *Charles Carter* presented to the House, according to Order, a Bill *For raising the Sum of Six Thousand Pounds, by a Lottery, for the further Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, and the same was read the first Time, and ordered to be read a second Time.

Mr *Ruffin*, from the Committee of public Claims, reported, That the Committee had had under their Consideration several Matters to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, with an Amendment, and are as follow,

On Consideration of the Petition of *John Brummel*, setting forth, That a Negroe Man Slave belonging to him, was, by a Court of *Oyer and Terminer*, held in the County of *Chesterfield*, convicted of a Rape, sentenced to be hanged, and valued at 60 £. current Money; that before the Day appointed for his Execution, he broke out of Goal, and had not been since retaken, and praying an Allowance for him.

Resolved, That the said Petition be rejected, the said Negroe being retaken and pardoned.

Resolved, That *Robert Blaws* ought to be paid for 2234 lb. of Tobacco, damaged and lost at the Great Bridge Warehouse, in the County of *Norfolk*, at the Rate of 16 s. per Hundred, by the Public.

On Consideration of the Petition of *John Moore*, Proprietor of *Gibson's* Warehouse in *King George* County, praying to be allowed the Sum of 5 £. which he had expended in repairing a Wharf at that Warehouse, the Rents thereof not being sufficient to reimburse him.

Resolved, That the said Petition be rejected, the Rents of the said Warehouse being sufficient.

On Consideration of the Petition of *James MacDewell*, setting forth, That *Matt*, a Negroe Man Slave belonging to the Petitioner, having committed fundry Felonies, in order to screen himself from a Prosecution for the same, ran away, upon which the Petitioner procured an Outlawry against him in due Form of Law, but before he could be apprehended he was found dead in the Woods, and praying that he may be allowed for the said Slave. 53

Resolved, That it appears to this Committee, that the said Negroe ran away and committed a Felony and Burglary, by breaking open a House, and stealing an Ax and Case Knife, which were found on him when he was taken and carried before a Justice of the Peace, who ordered him to be whipped and conveyed to his Master; that he ran away soon afterwards, and was outlawed, and about 10 Months after his Outlawry, a Person's Bones were found in the Woods, and the Cloaths found with them, appeared to be the same the said Negroe had on when he ran away.

Resolved, That the said Petition be rejected.

On Consideration of the Petition of *John Evans* and *James Jameson*, Inspectors at *Roy's* Warehouse, in the County of *Caroline*, setting forth, That this House did, at the Session held in *November 1753*, allow the Petitioners the Sum of 5 £. per Annum each, as an additional Salary from a former Session, in Consideration of the great Increase of their Trouble, which still continues the same it then was, and praying a Continuance of the same additional Allowance to this Time.

Resolved, That the said Petition be rejected, their Salary established by Law being sufficient.

On Consideration of the Petition of *John Anderson*, setting forth, That he was summoned and attended as a *Venire-Man* on the trial of *John Young* in the Year 1749, for which, through some Mistake, he never had any Allowance, and praying the Allowance by Law in such Cases appointed.

Resolved,

Resolved, That the said Petition be rejected, the said *Anderson* not having proved his Attendance, or entered the same in the Secretary's Office, and two public Levies having been laid since.

On Consideration of the Petition of *Stephen Watkins*, setting forth, That some Time in the Month of *January* 1754, being walked out from Home, in his Absence, he had the Misfortune to have one of his Children, and a Negroe Man Slave, murdered by another Negroe Man Slave belonging to the Petitioner, That immediately on being informed thereof, and that the Murderer was run off, he procured several Persons to go armed in Pursuit of him, in Order to take and bring him to Justice, but before they could come up with him, he hanged himself, as the Petitioner believes to escape the Punishment of the Law, and praying to be allowed for the said Slave, who did the Murder afore said.

Resolved, That the Allegations of the said Petition are true, and that the said *Stephen Watkins* ought to be paid the Sum of 40 £. for his said Slave by the Public.

On Consideration of the Petition of *Philip-Edwards Jones*, setting forth, That at a former Session of this Assembly, 180 lb. Nett Tobacco was levied on him, which he paid to the Sheriff of *Gloucester*, for one *John Evatt* of *Effex* taking up a Runaway Negroe Man Slave, named *Sam*, said to belong to the Petitioner, but really belonging to *James Garnett*, of the said County of *Effex*.

54 *Resolved*, That the said Petition be rejected, it appearing that the said Slave was in the Possession of the Petitioner at the Time he ran away, and was taken as above mentioned.

On Consideration of the Petition of *William Chandler*, setting forth, That in *March*, 1754, being informed one *John Dortor* had committed a Felony, by stealing the cloaths of *John Coleman* at *West-Point*, and was endeavoring to escape, when the Petitioner met with, and took him up, and carried him to Colonel *Bernard Moore's*, who was not at Home; That the Petitioner waited with the said *Dortor*, for the Return of the said *Moore*, but as soon as he appeared, the said *Dortor* ran off; That the Petitioner pursued him, and in retaking him he cut and stabbed the Petitioner so that he must soon have expired, had he not been speedily relieved; That he underwent much pain on Account of his Wounds, and was at great Expence to Doctors, and in hiring Persons to plant his corn; That the said *Dortor* was tried and burnt in the Hand, and ordered to give Security for his good Behaviour at the Court of *Oyer and Terminer* in *June* last, for the said Facts, and praying the Consideration of this House in the Premises.

Resolved, That the Allegations of the said Petition are true, and that the Sum of Ten Pounds will be a reasonable Recompence to the said *William Chandler*.

On Consideration of the Petition of *Thomas Penman*, setting forth, That this House did, at a former Session, alter the Method of paying the Petitioner's Salary, and increase his Allowance for the Maintenance of Criminals from that Time, to the next Session of Assembly, and praying that the same Method of paying his Salary, and the Increase of his Allowance for maintaining Criminals, may be continued.

Resolved, That the said Petition is reasonable.

On Consideration of the Petition of *James Graham* and *John Thompson*, setting forth, That in the Month of *July* last, *Will*, a Negroe Man Slave, belonging to the Petitioners, ran away from the Possession of *Duncan Graham* of *Caroline*, and joined himself with three other outlying Slaves in the County of *Prince William*, and together with them, broke open a Store, and stole thereout fundry Goods, to the Value of 30 £. whereupon a Warrant issued to an Officer to raise the Power of the County for apprehending the said Slaves, and bringing them to Justice; That the said four Slaves were accordingly taken, and, after Examination before a Justice of the Peace, committed to Goal, and a Commission of *Oyer and Terminer* obtained for their Trial for the Felony afore said, but before their Trial the said *Will* died in Goal of a Wound he received, being shot in his Apprehension; that the three other Slaves broke Goal, but one of them being retaken was condemned and executed for the Felony afore said; and praying to be paid for the said Slave, in the same Manner as if he had been executed.

Resolved.

Resolved, That the Allegations of the said Petition are true, and that the said *James Graham* and *John Thompson*, ought to be paid the Sum of 40 £. for their said Slave by the Public.

On Consideration of the Petition of *Alice Catlet*, setting forth, That some Time last Year *Ned*, a Negroe belonging to the Petitioner, was, by a Court of *Oyer and Terminer*, held in the County of *Culpeper*, convicted of a Felony, and burnt in the Hand for the same; That some Persons appearing in Court, and on Oath declaring they apprehended some Mischiefe from the said *Ned*, in Case he was discharged, the said Court committed him to Goal, there to remain a Year, unless he could find Security for the Peace, and soon after the said Slave died in Goal, and praying the Consideration of the House, and to be paid the Value of the said Slave. 55

Resolved, That the Allegations of the said Petition are true.

Resolved, That the said Petition be rejected.

Ordered, That it be an Instruction to the Committee of Claims, to make the several Allowances in the Book of Claims, pursuant to the second, eighth, tenth, and eleventh Resolutions.

A Message from the Council by Mr *Walthoe*;

That they have agreed to the Bill, intituled, *An Act for dissolving the Vestry of the upper Parish, in the County of Nansemond*.

A Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament instead of the Oaths of Allegiance and Supremacy; and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

An ingrossed Bill, intituled, *An Act for dividing the County of Fairfax*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *West* do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act for prohibiting the Inspectors of Tar, Pitch, and Turpentine, from purchasing such Commodities*; was read the third Time, and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Lomax*, do carry the said Bill to the Council for their Concurrence.

The Order of the Day being read,

The House resolved itself into a Committee, to take into their Consideration the written Message from the Governor of *Saturday* last; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said written Message under their Consideration, and had come to a Resolution thereupon, which they had directed him to report to the House, and he read the same in his Place, and then delivered it in at the Table, where it was again twice read, and agreed to by the House as follows;

Resolved, That the Governor be impowered to draught out Part of the neighbouring Militia of this Colony, not exceeding fifty Men, to garrison *Fort Cumberland*.

Ordered, That a Bill be brought in pursuant to the said Resolution, and it is referred to Mr *Charles Carter*, Mr Attorney, and Mr *Martin*, to prepare and bring in the same.

And then the House adjourned till To-morrow Morning Ten o-Clock.



Tuesday, May 27th, 1755.

56



BILL, *To oblige Persons who bring Tobacco and other Goods to Wextham, to pay Storage for the same*; was read the first Time, and ordered to be read a second Time.

Mr *Waller* from the Committee appointed to examine into the Petitions of the disabled and discharged Soldiers, to them referred, reported, that the Committee had

had examined into the Allegations of the said Petitions, and come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House as follow;

On Examination of *John Hamilton*, late Serjeant-Major, it appeared that he was shot thro' the right Wrift, left Arm, and left Thigh, and is now unable to follow his Trade, and that he was discharged the 22d Day of *March* last.

Resolved, That the said *John Hamilton* ought to be allowed the Sum of Twenty Pounds, as a Recompence for the Damage he hath received, and in full of his Pay.

On Examination of *Robert Bell*, it appeared that he had received several Bruises, and was discharged as incapable of Service, the 24th Day of *January* last.

Resolved, That the said *Robert Bell* ought to be allowed the Sum of Fifty Shillings, as a Recompence for the Damage he hath received, and in full of his Pay.

On Examination of *Michael MacCannon*, it appeared he was much wounded in the right Shoulder, Arm and Knee, and was discharged the 7th Day of *April* last.

Resolved, That the said *Michael MacCannon* ought to be allowed the Sum of Ten Pounds, as a Recompence for the Damage he hath received, and in full of his Pay.

On Examination of *Michael MacGraff*, it appeared that he was shot thro' the Cheek, and into the right Shoulder, where the Shot now remains, and was discharged the 12th Day of *March* last.

Resolved, That the said *Michael MacGraff* ought to be allowed the Sum of Ten Pounds as a Recompence for the Damage he hath received, and in full of his Pay.

On Examination of *John Ogleby*, he appeared to be lame and unfit for Service, and was discharged for that Reason the 28th Day of *January* last.

Resolved, That the said *John Ogleby* ought to be allowed the Sum of Five Pounds, as a Recompence for the Damage he hath received, and in full of his Pay.

On Examination of *Matthew Doran* it appeared, he was shot thro, both his Thighs, and was discharged the 22d Day of *February* last.

Resolved, That the said *Matthew Doran*, ought to be allowed the Sum of Seven Pounds, Ten Shillings, as a Recompence for the Damage he hath sustained, and in full of his Pay.

57 On Examination of *James Haiter* it appeared he was shot into the right Shoulder, and much hurt in the left Testicle.

Resolved, That the said *James Haiter* ought to be allowed the Sum of Fifteen Pounds, as a Recompence for the Damage he hath received, and in full of his Pay.

On Examination of *Argall House*, it appeared his right Leg was shot off, and that he was discharged the 21st Day of *November* 1754.

Resolved, That the said *Argall House* ought to be allowed the Sum of Five Pounds, and also Five Pounds *per Annum*, during his Life, as a Recompence for the Damage he hath received, and in full of his Pay.

On Examination of *John Potter*, it appeared he was shot through the left Heel, and that his Jaw-Bone was broke by a Tomahawk, and was discharged the 15th Day of *November* 1754.

Resolved, That the said *John Potter* ought to be allowed the Sum of Five Pounds, as also Five Pounds *per Annum*, during his Life, as a Recompence for the Damage he hath received, and in full of his Pay.

On Examination of *James Good*, late Corporal, it appeared that he was shot thro' the right Thigh, and left Arm, and was discharged the 25th Day of *February* last.

Resolved, That the said *James Good*, ought to be allowed the Sum of Ten Pounds, as a Recompence for the Damage he hath received, and in full of his Pay.

On Examination of *Richard Richbell*, late Serjeant, it appeared that he was discharged the 12th Day of *March* last by Reason of Old-Age.

Resolved, That the said *Richard Richbell*, ought to be allowed the Sum of Five Pounds Ten Shillings, as a Recompence for his Services, and in full of his Pay.

On Examination of *David Gorman*, *William Lansdown*, *Thomas Anderson*, *Joseph Gillam*, and *Tudor Davis*, they not appearing to have any Wounds.

Resolved,

Resolved, That the said *David Gorman, William Lansdown, Thomas Anderson, Joseph Gillam, and Tudor Davis*, ought to be allowed their Pay only.

Ordered, That it be an Instruction to the Committee appointed by the Act of Assembly, intituled, *An Act for raising the Sum of Twenty Thousand Pounds, for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, to make the several Allowances pursuant to the said Resolutions.

Mr *Riddick* from the Committee appointed to enquire into the Report of the Commissioners appointed, pursuant to an Act of Assembly, made in the 15th Year of his Majesty's Reign, intituled, *An Act for the Relief of those Persons who were Sufferers in the Loss of the Records of the County of Nanfemond*, reported, that the Committee had examined into the Return of the said Commissioners, and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows,

Resolved, That the Depositions taken and returned by the said Commissioners, are sufficient Proof to establish the Titles of the Lands therein mentioned, and that the Sufferers ought to be relieved. 58

Ordered, That a Bill be brought in pursuant to the said Resolution, and it is referred to Mr *Riddick* to prepare and bring in the same.

Mr *Riddick*, from the Committee to whom the Bill, *For employing and better maintaining the Poor*, was committed, reported, That the Committee had made an Amendment thereto, and he read the same in his Place, and then delivered the Bill with the Amendment in at the Table, where the Amendment was again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendment be ingrossed, and read a third Time.

An ingrossed Bill, intituled, *An Act to amend an Act, intituled, An Act declaring the Law concerning Executions, and for the Relief of insolvent Debtors, and for other Purposes therein mentioned*; was read the third Time, and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Attorney, do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act for dissolving the Vestry of the Parish of St. Andrew, and electing a new Vestry in the said Parish*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Briggs* do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act for enabling the Inhabitants of the Counties of Princess-Anne and Norfolk, to pay their public Dues in Money*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Charles Carter*, do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act for reviving the Act, intituled, an Act for preserving the Breed of Sheep*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Landon Carter* do carry the said Bill to the Council for their Concurrence.

The Order of the Day being read, for the House to resolve itself into a Committee to take into their Consideration the Bill, *For regulating the Pickers of Tobacco, and for other Purposes therein mentioned*.

Ordered, That the several Petitions of the Inspectors at fundry Warehouses, which have been presented to this House, and ordered to lie on the Table, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved,

30 *Resolved*, That this House will again resolve itself into a Committee, to take into their further Consideration, the said Bill To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee to take into their Consideration the Bill, *For continuing so much of the Act of Assembly, intituled, An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi, as relates to the raising, and imposing, collecting and paying the Duties therein mentioned.*

Resolved, That this House will resolve itself into a Committee to take the said Bill into their Consideration, To-morrow.

Upon a Motion made.

Ordered, That *Henry Simmons*, Sheriff of *Brunswick*, be taken into Custody of the Serjeant at Arms, for his undue Behaviour in the Election of a Vestry for the Parish of *St. Andrew*, in the County of *Brunswick*.

And then the House adjourned till To-morrow Morning Ten o'Clock.



Wednesday, May 28th, 1755.

THE Order of the Day being read, for the House to resolve itself into a Committee, to take into their further Consideration the Bill *For regulating the Pickers of Tobacco, and for other Purposes therein mentioned.*

Resolved, That this House will again resolve itself into a Committee upon the said Bill on *Monday* next.

The Order of the Day being read for the House to resolve itself into a Committee to take into their Consideration, the Bill, *For continuing so much of the Act of Assembly, intituled, An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi, as relates to the raising and imposing, collecting and paying the Duties therein mentioned.*

Resolved, That this House will resolve itself into a Committee upon the said Bill on *Monday* next.

And the House adjourned till To-morrow Morning Ten o'Clock.



Thursday, May 24th,¹ 1755.

PON a Motion made,

Ordered, That the House be adjourned till To-morrow Morning 10 o'Clock.



60

Friday, May 30th, 1755.

LETTER from the Speaker to the House, was this Day presented by the Clerk and read, setting forth the Indisposition of his Family, which rendered it impossible for him to attend.

Upon a Motion made,

Ordered, That the House be adjourned till *Monday* Morning next, at Ten o'Clock.

Monday,

¹ So in the original. Should be 29th.

Monday, June 2d, 1755.



Written Message from the Governor was delivered by M^r Walthoe;
 Gentlemen of the House of Burgeffes,
 As I understand that a Recess at this Time will be agreeable on Consideration of the Misfortune the Speaker's Family labors under, which renders it highly inconvenient for him to attend, so that at present you cannot proceed on the Business of the Country: I have thought fit, by the Advice of the Council, to order both Houses, severally to adjourn themselves to Tuesday the 24th Day of this Month, at which Time I require all their Members to reassemble at this Place.

Ordered, That the House be adjourned till Thursday^r the 24th Instant.



Tuesday, June 24th, 1755.



Engrossed Bill, intituled, *An Act for employing and better maintaining the Poor*, was read the third Time, and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Waller do carry it to the Council for their Concurrence.

A Message from the Council by M^r Walthoe;

That they have agreed to the Bill, intituled, *An Act for enabling the Inhabitants of the Counties of Princefs-Anne and Norfolk, to pay their public Dues in Money.*

Also to the Bill, intituled, *An Act for prohibiting the Inspectors of Tar, Pitch, and Turpentine, from purchasing such Commodities*; with some Amendments, to which they desire the Concurrence of this House.

And that they have agreed to the Bill, intituled, *An Act for dissolving the Vestry of the Parish of St. Andrew, in the County of Brunswick, and electing a new Vestry in the said Parish.*

Also to the Bill, intituled, *An Act for reviving the Act, intituled, an Act for preserving the Breed of Sheep*, without any Amendments. 61

And that a Memorial of Captain John Morke, directed to the Governor and Council, had been read in Council, and was by them referred to the Consideration of this House.

The House immediately proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act for enabling the Inhabitants of the Counties of Princefs-Anne and Norfolk, to pay their public Dues in Money*, and the same was read and disagreed to by the House.

Ordered, That M^r Charles Carter do go up with a Message to the Council, and acquaint them, that this House cannot agree to the Amendment by them proposed to the said Bill, and desire they will pass the same without the Amendment.

The House also proceeded to the Consideration of the Amendment proposed by the Council to the Bill, intituled, *An Act for prohibiting the Inspectors of Tar, Pitch, and Turpentine, from purchasing such Commodities*; and the same was read and agreed to.

Ordered, That M^r Lomax do go up with a Message to the Council and acquaint them that this House have agreed to the Amendment by them proposed to the said Bill.

The House also took into their Consideration the Memorial of Captain John Morke, by the Council referred to the Consideration of this House, and the same was read, setting forth, That the Memorialist having, from his Infancy used the Seas in the *British* Employ, and failed to the most distant Parts of the known World, has made it his Study and particular Care, to make such Observations, and attain the Knowledge of such useful Inventions, as he apprehends may be of Service to the *British* Nation; and in particular he has discovered a Method to make Ship-Timber much more durable and lasting than it has hitherto been, and which will preserve it found, and free from Rottenness and Decay at least three times as long as those built in the common Way: And that out of his great

Regard

^r. So in the original, should be *Tuesday*.

Regard to the British Nation in General, and to this Colony in particular, is induced to discover this valuable Secret, and praying that a Committee of experienced Persons may be appointed to examine into his Discovery, and make a Report thereof, for which he desires no other Reward than what this House shall think proper to bestow on him. That the Memorialist by his Acquaintance with the *Northern* Colonies having found that most of the Materials for naval Stores, and several other valuable Commodities may be produced and brought to Perfection in most Parts of the Colonies, did lately, whilst in England, make it his Business to find out and engage several honest and experienced Persons, perfect Masters in their several Arts, upon proper Encouragement, to come over and instruct the People of these Colonies in making Tar better, and curing of Hemp to a greater Perfection than has hitherto been done in these Colonies; and also to make Pot-Ash, Iron, Steel, &c. But as his Circumstances will not admit him to bring over the several Artifts at his own Expence, he prays the House will promote the said Improvements, by granting
 62 a proper Encouragement to the Artifts to come over and instruct the People of these Colonies, if they shall think proper; but if this should be unsuitable to the Circumstances of this Colony, at this Time, he hopes that this House will not therefore despise his sincere Intentions of being serviceable, but will enable him to return to his Family with some Comfort. And the Question being put that the said Memorial be referred to a Committee.

It passed in the Negative.

Resolved, That the said Memorial be rejected.

Mr Riddick, presented to the House, according to Order, a Bill *For the Relief of those Persons who were Sufferers in the Loss of the Records of the County of Nansemond, whose Cases have not already been provided for*, and the same was read the first Time, and ordered to be read a second Time.

A Bill, *To oblige Persons who bring Tobacco and other Goods to Westham, to pay Storage for the same*; was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

Mr Attorney presented to the House, according to Order, a Bill, *To confirm and establish an Agreement made between William Withers and Samuel Washington, for the Settlement of their respective Rights to certain Lands, and for other Purposes therein mentioned*, and the same was read the first Time, and ordered to be read the second Time.

A Message from the Council by Mr Walthoe;

That they have agreed to the Bill, intituled, *An Act to amend an Act, intituled, An Act declaring the Law concerning Executions, and for the Relief of insolvent Debtors, and for other Purposes therein mentioned*; with some Amendments, to which they desire the Concurrence of this House.

Ordered, That the said Amendments do lie on the Table.

A Petition of Henry Simmons, Sheriff of Brunswick, setting forth, That he is heartily sorry for having fallen under the Displeasure of this House, in Regard to the Election of the Vestry of St. Andrew's Parish, in the said County, in which, if any Thing illegal was done, it was by the Petitioner's Under-Sheriffs, and without his Knowledge; and submitting himself to this House, and praying to be discharged out of Custody, was presented to the House and read.

Ordered, That the said Henry Simmons, be discharged out of the Custody of the Sergeant at Arms, paying Fees.

The Order of the Day being read, for the House to resolve itself into a Committee to take into their further Consideration the Bill, *For regulating the Pickers of Tobacco, and for other Purposes therein mentioned*.

Resolved, That this House will resolve itself into a Committee on the said Bill Tomorrow.

The Order of the Day being also read, for the House to resolve itself into a Committee to take into their Consideration the Bill, *For continuing so much of the Act of Assembly, intituled, An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi, as relates to the raising, and imposing, collecting and paying the Duties therein mentioned*.

Resolved,

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

A Bill, *For raising the Sum of Six Thousand Pounds, by a Lottery, for the further Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, was read a second Time, and ordered to be committed to a Committee of the whole House. 63

Resolved, That this House will resolve itself into a Committee upon the said Bill on Thursday next.

And then the House adjourned till To-morrow Morning Ten o-Clock.



Wednesday, June 25th, 1755.

M R. Charles Carter presented to the House, according to Order, a Bill, *To empower the Governor to draught out Part of the Militia of this Colony to garrison Fort Cumberland*, and the same was read the first Time, and ordered to be read a second Time.

A Bill, *To confirm and establish an Agreement made between William Withers and Samuel Washington, for the Settlement of their respective Rights to certain Lands, and for other Purposes therein mentioned*, was read a second Time, and committed to M^r Attorney, M^r Hedgman, M^r Bushrode, and the Members for King-George County.

A Bill, *For the Relief of those Persons who were Sufferers in the Loss of the Records of the County of Nanfemond, whose Cases have not already been provided for*, was read a second Time.

Ordered, That the said Bill be ingrossed and read a third Time.

M^r Charles Carter from the Committee of Propositions and Grievances presented to the House, according to Order, a Bill *For appointing several new Ferries*, and the same was read the first Time, and ordered to be read a second Time.

An ingrossed Bill, intituled, *An Act to oblige Persons who bring Tobacco and other Goods to Wexham, to pay Storage for the same*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Charles Carter, do carry the said Bill to the Council for their Concurrence.

The House proceeded to the Consideration of the Amendments proposed by the Council, to the Bill, intituled, *An Act to amend an Act, intituled, An Act declaring the Law concerning Executions, and for the Relief of insolvent Debtors, and for other Purposes therein mentioned*; which were Yesterday ordered to lie on the Table; and the same being read, one of them was agreed to by the House, and the other disagreed to.

Ordered, That M^r Attorney do go up with a Message to the Council, and acquaint them that this House have agreed to one of the Amendments by them proposed to the said Bill, and disagreed to the other; and desire they will pass the Bill with the Amendment as agreed to by the House.

The Order of the Day being read.

The House resolved itself into a Committee to take into their further Consideration the Bill, *For regulating Pickers of Tobacco, and for other Purposes therein mentioned*; and after some Time spent therein, M^r Speaker resumed the Chair, and M^r Charles Carter reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again. 64

Resolved, That this House will again resolve itself into a Committee to take into their further Consideration the said Bill To-morrow.

A written Message from the Governor, by M^r Walthoe;

M^r Speaker,

"In Consequence of a Letter from his Excellency General Braddock, of the 22d of May, (a Copy of which is laid before your House) I have sent up to Alexandria Ten Pieces

"of

"of Cannon, with their Appurtenances, and must desire you to enable me to furnish a
"Proportion of Provision and other Necessaries required."

And the said written Message, and the Letter therein mentioned, were read.

Ordered, That the said written Message, and Letter be referred to the Consideration of a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said written Message and Letter, To-morrow.

Ordered, That a Committee be appointed to examine the inrolled Bills, of the following Persons, *to wit*, Mr Bland, Mr Pendleton, Mr Power, and Mr Johnson.

Mr Bland reported, That the Committee appointed, had according to Order, examined such inrolled Bills as were ready for the Governor's Assent, and rectified such Mistakes as were found therein, and that they were truly inrolled.

Ordered, That Mr Bland do carry the inrolled Bills to the Council, for their Inspection.

A Message from the Council by Mr Walthoe;

That they have inspected the inrolled Bills, and are satisfied they are truly inrolled.

A Message from the Governor by Mr Walthoe;

Mr Speaker,

"The Governor commands the immediate Attendance of this House in the Council-Chamber, and that you bring with you such Bills as are ready for his Assent.

Mr Speaker with the House went up accordingly, and the Governor was pleased to give his Assent to the following Bills.

1. *An Act for dissolving the present Vestry of the Parish of Cople, and electing a new Vestry in the said Parish.*

2. *An Act for dissolving the Vestry of the upper Parish, in the County of Nansemond.*

The Order of the Day being read,

The House resolved itself into a Committee to take into their Consideration, the Bill, *For continuing so much of the Act of Assembly, intituled, An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi, as relates to the raising and imposing, collecting and paying the Duties therein mentioned*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, that the Committee had had the said Bill under their Consideration, and had made an Amendment thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered it in at the Table, where it was again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendment be ingrossed, and read a third Time.

Upon a Motion made,

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims, of £. 5 *per Annum*, to each of the Inspectors at Osborne's Warehouse, for the last and this present Year.

And then the House adjourned till To-morrow Morning Ten o-Clock.



Thursday, June 26th, 1755.



PON a Motion made,

Ordered, That Leave be given to bring in a Bill, *To empower the Secretary of this Colony, to sell certain Lands therein mentioned*, and it is referred to Mr Waller to prepare and bring in the same.

A Message from the Council by Mr Walthoe;

That they have agreed to the Bill, intituled, *An Act to oblige Persons who bring Tobacco and other Goods to Wexham, to pay Storage for the same.*

Also to the Bill, intituled, *An Act for employing and better maintaining the Poor*, without any Amendments.

And

And that they have receded from their Amendment disagreed to by this House, to the Bill, intituled, *An Act to amend an Act, intituled, An Act declaring the Law concerning Executions, and for the Relief of insolvent Debtors, and for other Purposes therein mentioned.*

And that they insist on their Amendment to the Bill, intituled, *An Act for enabling the Inhabitants of the Counties of Princess-Anne and Norfolk, to pay their public Dues in Money*, which was disagreed to by this House, and desire this House will pass the Bill with the said Amendment.

The House proceeded to the Consideration of the Amendment insisted on by the Council to the said Bill.

Resolved, That this House doth recede from their Disagreement to the said Amendment.

Ordered, That Mr Charles Carter do go up with a Message to the Council, and acquaint them therewith.

Mr Lomax, from the Committee of Trade, presented to the House, according to Order, a Bill *For appointing Commissioners to take, examine and state the Accounts of the Tobacco burnt in Bolling's-Point Warehouse in the County of Dinwiddie, and for Relief of the Proprietors of the said Tobacco*; and the same was read the first Time, and ordered to be read a second Time.

An ingrossed Bill, intituled, *An Act for the Relief of those Persons who were Sufferers in the Loss of the Records of the County of Nansemond, whose Cases have not already been provided for*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Riddick, do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act for continuing so much of the Act of Assembly, intituled, An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi, as relates to the raising, and imposing, collecting and paying the Duties therein mentioned*, was read the third Time, and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Attorney do carry the said Bill to the Council for their Concurrence.

Mr Lomax from the Committee of Trade, reported That the Committee had had under their Consideration, several Matters relating to the Trade of this Colony, to them referred, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read and agreed to by the House, as follows,

Resolved, That an additional Duty ought to be laid on all Rum, and other distilled Spirits, imported into this Colony, not being of the Produce of his Majesty's *British* Sugar Islands and imported from thence directly.

Ordered, That a Bill be brought in pursuant to the said Resolution, and it is referred to the Committee of Trade, to prepare and bring in the same.

Ordered, That it be an Instruction to the Committee of Claims, to make Allowances in the Book of Claims, of £. 5 *per Annum*, to each of the Inspectors at Warwick, Frederickburg, Page's and Crutchfield's Warehouses, and £. 10 *per Annum*, to each of the Inspectors at Bolling's-Point Warehouse, for the last and this present Year.

A Bill *For appointing several new Ferries*, was read a second Time, and committed to Mr Bland, Mr Charles Carter, Mr Johnson, Mr Lomax, Mr Pendleton, Mr Ruffin and Mr Eyre.

A Bill, *To empower the Governor to draught out Part of the Militia of this Colony to garrison Fort Cumberland*, was read a second Time, and ordered to be committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

The Order of the Day being read.

The House resolved itself into a Committee to take into their Consideration, the Bill, *For raising the Sum of Six Thousand Pounds, by a Lottery, for the further Protection of his Majesty's*

Majesty's Subjects against the Insults and Encroachments of the French, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee to take into their further Consideration the said Bill To-morrow.

The Order of the Day being also read, for the House to resolve itself into a Committee to take into their Consideration the written Message from the Governor, and the Letter therein mentioned, Yesterday delivered to the House.

Resolved, That this House will resolve itself into a Committee upon the said written Message and Letter, To-morrow.

The Order of the Day being read,

The House resolved itself into a Committee to take into their further Consideration the Bill, *For regulating Pickers of Tobacco, and for other Purposes therein mentioned*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, upon the said Bill To-morrow.

And then the House adjourned till To-morrow Morning Ten o-Clock.



Friday, June 27th, 1755.

 R. Waller presented to the House according to Order, a Bill *To empower the Secretary of this Colony to sell certain Lands therein mentioned*, and the same was read the first Time, and ordered to be read a second Time.

Mr *Bland*, from the Committee to whom the Bill, *For erecting the County of Prince Edward, into a distinct Parish, and for other Purposes therein mentioned*, was committed, reported, That the Committee had made several Amendments thereto, which he read in his Place, and afterwards delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House, with an Amendment.

Ordered, That the Bill with the Amendments be ingrossed and read a third Time.

A Bill, *For appointing Commissioners to take, examine and state the Accounts of the Tobacco burnt in Bolling's Point Warehouse, in the County of Dinwiddie, and for Relief of the Proprietors of the said Tobacco*, was read a second Time, and ordered to be committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *To explain the Act intituled, An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, and it is referred to Mr *Pendleton*, and Mr *Bland* to prepare and bring in the same.

The Order of the Day being read.

The House resolved itself into a Committee to take into their further Consideration the Bill, *For raising the Sum of Six Thousand Pounds by a Lottery, for the further Protection of his Majesty's Subjects, against the Insults and Encroachments of the French*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Bill under their Consideration, and made several Amendments thereto, which they had directed him to report, and he read the
same

fame in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House with an Amendment.

Ordered, That the Bill with the Amendments, be ingrossed, and a read a third Time. The Order of the Day being read,

The House again resolved itself into a Committee to take into their further Consideration, the Bill, *For regulating Pickers of Tobacco; and for other Purposes therein mentioned*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, That the Committee had had the said Bill under their further Consideration, and gone thro' the same, and made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read and agreed to by the House with some Amendments.

Ordered, That the Bill with the Amendments, be ingrossed and read a Time.

The Order of the Day being read for the House to resolve itself into a Committee to take into their Consideration the Bill, *To empower the Governor to draft out Part of the Militia, of this Colony, to garrison Fort Cumberland.*

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

The Order of the Day being read for the House to resolve itself into a Committee to take into their Consideration the written Message from the Governor, and the Letter therein mentioned, delivered on Wednesday last.

Resolved, That this House will resolve itself into a Committee upon the said written Message and Letter To-morrow.

And then the House adjourned till To-morrow Morning Ten o-Clock.



Saturday, June 28th, 1755.

*** PON a Motion made,

*** U *** *Ordered*, That it be an Instruction to the Committee appointed by an Act of Assembly, intituled, *An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, to allow the Sum of £. 6 to Joseph Powell late a Soldier in the Virginia Regiment, who behaved himself well during the Time of his Service, but being rendered unfit for Service in the late Engagement at the Great Meadows, was discharged from the said Regiment.

Also the like Sum of £. 6 to Peter Brown who had enlisted himself a Volunteer to serve his Majesty in the present Expedition, but unfortunately had both his legs broken by a Tree which was blown down on a Boat in which the said Brown was preparing to embark with other Soldiers, for Frederickburg, which had rendered him utterly incapable of getting a Livelihood.

A Message from the Council by Mr Walthoe;

That they have agreed to the Bill, intituled, *An Act for continuing so much of the Act of Assembly, intituled, An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi, as relates to the raising and imposing, collecting and paying the Duties therein mentioned.*

Also to a Bill, intituled, *An Act for the Relief of those Persons who were Sufferers in the Loss of the Records of the County of Nansemond, whose Cases have not already been provided for*, without any Amendments.

Mr Attorney from the Committee to whom the Bill *To confirm and establish an Agreement made between William Withers and Samuel Washington, for the Settlement of their respective Rights to certain Lands, and for other Purposes therein mentioned*, was committed

mitted reported, That the Committee had examined into the Allegations of the said Bill, and found them to be true, and had made several Amendments thereto, and he read the same in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed.

Mr Pendleton, according to Order presented to the House, a Bill *To explain an Act, intituled, An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *To pay the Burgeffes Wages for this present Session of Assembly*, and it is referred to Mr Bland and Mr Pendleton to prepare and bring in the same.

Mr Ruffin from the Committee of public Claims, reported, That the Committee had examined and considered all the Public Claims which had been laid before them this Session, and agreed upon a Report which he had entered in a Book, and he delivered the Book in at the Table.

Ordered, That the said Report do lie on the Table.

An ingrossed Bill, intituled, *An Act for amending the Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, was read the third Time, and the Blanks therein filled up; and upon a Motion made, an ingrossed Clause was added as a Rider thereto.

Resolved, That the Bill do pass.

Ordered, That Mr Charles Carter do carry the said Bill to the Council for their Concurrence.

Ordered, That Mr Alexander have Leave to be absent from the Service of this House, for the Remainder of this Session.

70 An ingrossed Bill, intituled, *An Act for erecting the County of Prince Edward, into a distinct Parish, and for other Purposes therein mentioned*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Bland do carry the said Bill to the Council for their Concurrence.

Mr Ruffin from the Committee of Public Claims, reported, That the Committee had had under their Consideration divers Matters to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follow,

Resolved, That the Petition of Vendal Brown, praying to be allowed a Satisfaction for the Losses he sustained by the Incurfions of the French, be rejected.

Resolved, That Samuel Smith ought to be paid for 1753 Pounds of Tobacco damaged and lost in the Great-Bridge Warehouse, in the County of Norfolk, at the Rate of 16 *j. per* Hundred, by the Public.

Resolved, That the Petition of Owen Gwathney, and Henry Guthry Inspectors at Aylet's Warehouse in King-William County, praying that an additional Salary of £. 5 *per Annum*, each, allowed them at the Session of Assembly in November 1753, on Consideration of the great Increase of their Business, which still continues the same it then was, may be continued to this Time, be rejected, it appearing that the Business of the said Warehouse hath decreased since the said additional Salary was allowed.

Ordered, That it be an Instruction to the Committee of Claims to make an Allowance in the Book of Claims pursuant to the second Resolution.

A Bill, *To empower the Secretary of this Colony, to sell certain Lands therein mentioned*, was read a second Time, and committed to Mr Waller, Mr Power, Mr Carter Burwell, Mr Travis, and to the Members for Northampton.

The Order of the Day being read.

The House resolved itself into a Committee to take into their Consideration the Bill, *To empower the Governor to draft out Part of the Militia of this Colony, to garrison Fort Cumberland*,

berland, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r Charles Carter reported, That the Committee had had the said Bill under their Consideration, and gone thro' the same, but had made no Amendments thereto, and the Question being put that the said Bill be ingrossed and read a third Time.

It passed in the Negative.

Resolved, That the said Bill be rejected.

Upon a Motion made,

The Bill *To explain an Act, intituled, An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

And then the House accordingly resolved itself into a Committee upon the said Bill, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r Charles Carter reported, that the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again. ⁷¹

Resolved, That his House will again resolve itself into a Committee upon the said Bill on *Monday* next.

The Order of the Day being read for the House to resolve itself into a Committee to take into their Consideration the Bill *For appointing Commissioners to take, examine and state the Accounts of the Tobacco burnt in Bolling's-Point Warehouse in the County of Dinwiddie, and Relief of the Proprietors of the said Tobacco*.

Resolved, That this House will resolve itself into a Committee upon the said Bill on *Monday* next.

The Order of the Day being read for the House to resolve itself into a Committee to take into their Consideration the written Message from the Governor, and the Letter therein mentioned, delivered on *Wednesday* last.

Resolved, That this House will resolve itself into a Committee upon the said Written Message and Letter on *Monday* next.

And then the House adjourned till *Monday* Morning Ten o-Clock.



Monday, June 30th, 1755.

THE House proceeded to the Consideration of the Book of Claims, and Part thereof was read and agreed to.

Ordered, That the further Consideration of the said Book be put off till To-morrow.

A Message from the Council by M^r Walthoe;

That they have agreed to the Bill, intituled, *An Act for erecting the County of Prince-Edward, into a distinct Parish, and for other Purposes therein mentioned*, with some Amendments.

Also to the Bill, intituled, *An Act for the further amending the Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs*, with some Amendments to which they desire the Concurrence of this House.

The House proceeded to the Consideration of the Amendments proposed by the Council to the said last mentioned Bill, and the same being read were agreed to.

Ordered, That M^r Bland do go up with a Message to the Council and acquaint them that this House have agreed to the Amendments by them proposed to the said Bill.

The House also proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act for erecting the County of Prince Edward into a distinct Parish, and for other Purposes therein mentioned*, and the same being read was agreed to.

Ordered,

Ordered, That M^r Charles Carter do go up with a Message to the Council and acquaint them that this House have agreed to the Amendments by them proposed to the said Bill.

72 An ingrossed Bill, intituled, *An Act for raising the Sum of Six Thousand Pounds by a Lottery, for the further Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, was read a third Time and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Charles Carter do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act to confirm and establish an Agreement made between William Withers and Augustine Washington, and for other Purposes therein mentioned*, was read a third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Attorney do carry the said Bill to the Council for their Concurrence.

The Order of the Day being read for the House to resolve itself into a Committee to take into their further Consideration the Bill *For appointing Commissioners to take, examine, and state the Accounts of the Tobacco burnt in Bolling's Point Warehouse, in the County of Dinwiddie, and for the Relief of the Proprietors of the said Tobacco*.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

The Order of the Day being read for the House to resolve itself into a Committee to take into their further Consideration, the Bill, *To explain an Act, intituled, An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

The Order of the Day being read for the House to resolve itself into a Committee to take into their Consideration the written Message from the Governor, and the Letter therein mentioned, delivered on Wednesday last.

Resolved, That this House will resolve itself into a Committee on the said written Message and Letter To-morrow.

And then the House adjourned till To-morrow Morning Ten o-Clock.



Tuesday, July 1st, 1755.



Petition of George Webb, setting forth, that for above a Year past, the public Buiness in the Treasury has greatly increased, and daily continues so to do, which requires much longer Time of Attendance, Expence and Application, than heretofore, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

73 M^r Lomax from the Committee of Trade, presented to the House according to Order, a Bill, *For laying an additional Duty on Rum, and other distilled Spirits, not being of the Produce of his Majesty's Sugar Islands*, and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Ordered, That an Address be made to the Governor to order a new Writ to issue for the Electing a Burgees to serve in this present General Assembly for the County of Brunswick, in the Room of John Willis, Gent. who since his Election hath accepted the Office of Coroner of the said County, and that M^r Robert Jones do wait on his Honor with the said Address.

The

The House according to Order proceeded to the Consideration of the Book of Claims, and Part thereof was read and agreed to with some Amendments.

Ordered, That the further Consideration of the said Book be put off till To-morrow.

The Order of the Day being read,

The House again resolved itself into a Committee to take into their further Consideration, the Bill *For appointing Commissioners to take, examine and state the Accounts of the Tobacco burnt in Bolling's Point Warehouse, in the County of Dinwiddie, and for the Relief of the Proprietors of the said Tobacco*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, That the Committee had had the said Bill under their further Consideration, but not having Time to go thro' same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

The Order of the Day being read.

The House again resolved itself into a Committee on the Bill *To explain an Act, intituled, An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, and after some Time spent therein Mr Speaker resumed the Chair, and Mr Charles Carter reported, That the Committee had had the said Bill under their further Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That his House will again resolve itself into a Committee, on the said Bill To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee on the written Message from the Governor, delivered on *Wednesday* last.

Resolved, That this House will resolve itself into a Committee on the said written Message To-morrow.

And then the House adjourned till To-morrow Morning Ten o-Clock.



Wednesday, July 2d, 1755.

THE House according to Order resumed the adjourned Consideration of the Book of Claims, and the remaining Part thereof was read, and the Allowances of the several Officers being added, it was agreed to by the House.

Ordered, That Mr Ruffin do carry the Book of Claims to the Council for their Concurrence, and that he wait on the Governor and desire his assent thereto.

A written Message from the Governor by Mr Walthoe;

Mr Speaker,

"I last Night received by Express, a Letter from the County Lieutenant of *Hampshire*, and another from Lord *Fairfax*, giving me an Account of several Families near the Fort, being murdered by *Indians*, and as supposed, by some *French*, which I thought proper to lay before your House, for your immediate Consideration, and that you will enable me to give the Inhabitants of those Parts of the Colony all possible Assistance. The Express waits in Town which requires your Dispatch.

Ordered, That the said written Message and Letters therein mentioned do lie on the Table.

A Message from the Council by Mr Walthoe;

That they have agreed to the Bill intituled, *An Act to confirm and establish an Agreement made between William Withers and Augustine Washington and for other Purposes therein mentioned*; with an Amendment to which they desire the Concurrence of this House.

The House immediately proceeded to the Consideration of the Amendments proposed by the Council to the said Bill, and the same being read was agreed to,

Ordered,

Ordered, That Mr Attorney do go up with a Meffage to the Council and acquaint them that this Houfe have agreed to the Amendment by them propofed to the faid Bill.

A Motion being made that the County of *Lunenburg*, fhould have Credit in the Book of Claims for a Quantity of Tobacco levied for the Clerk and Sheriff of that County at a former Seffion of Affembly for feveral illegal Charges in their Accounts againft the faid County, and that the fame fhould be levied on the faid Clerk and Sheriff for the Ufe of the faid County.

Ordered, That the faid Motion be referred to the Confideration of the next Seffion of Affembly.

The Houfe proceeded to the Confideration of the Petition of *George Webb*, Clerk to the Treafury, which was Yefterday prefented to the Houfe and ordered to lie on the Table, and thereupon,

Ordered, That the faid *George Webb*, be allowed the Sum of £. 25 as an Addition to his Salary for the laft Year, and that the Sum of £. 100 *per Annum*, be paid to the faid *George Webb* for his Salary henceforward.

Mr *Lomax* from the Committee of Trade, prefented to the Houfe according to Order, a Bill *For eftablifhing Pilots and regulating their Fees*, and the fame was read the firft Time, and ordered to be read a fecond Time.

Mr *Waller*, from the Committee to whom the Bill, *To impower the Secretary of this Colony to fell certain Lands therein mentioned*, was committed, reported, That the Committee had made feveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houfe.

75 *Ordered*, That the Bill with the Amendments be ingroffed.

Mr *Carter Burwell* from the Committee of Privileges and Elections reported That the Committee had had under their Confideration, the Returns of the Writs for electing Burgeffes for the Counties of *Cumberland*, and *Glofter*, and had come to a Refolution thereupon, which he read in his Place, and then delivered in at the Table, where the fame was again twice read and agreed to by the Houfe, as follows,

Resolved, That the Returns of the faid Writs are made in the Form prefcribed by Law.

Mr *Bland*, prefented to the Houfe, according to Order, a Bill *For paying the Burgeffes Wages for this prefent Seffion of Affembly*, and the fame was read the firft Time, and ordered to be read a fecond Time.

The Order of the Day being read, for the Houfe to refolve itfelf into a Committee to take into their further Confideration, the Bill, *For appointing Commiffioners to take, examine and ftate the Accounts of the Tobacco burnt in Bolling's Point Warehouse, in the County of Dinwiddie, and for Relief of the Proprietors of the faid Tobacco*.

Resolved, That this Houfe will again refolve itfelf into a Committee on the faid Bill To-morrow.

The Order of the Day being read for the Houfe to refolve itfelf into a Committee to take into their further Confideration, the Bill, *To explain an Act, intituled, An Act for raifing the Sum of Twenty Thoufand Pounds for the Protection of his Majesty's Subjects againft the Infults and Encroachments of the French*.

Resolved, That this Houfe will again refolve itfelf into a Committee on the faid Bill To-morrow.

The Order of the Day being read for the Houfe to refolve itfelf into a Committee to take into their Confideration the written Meffage from the Governor, delivered to the Houfe on *Wednesday* laft.

Resolved, That this Houfe will refolve itfelf into a Committee on the faid written Meffage To-morrow.

And then the Houfe adjourned till To-morrow Morning Ten o-Clock.

Thursday,

Thursday, July 3d, 1755.

THE Order of the Day being read for the House to resolve itself into a Committee to take into their further Consideration the Bill, *To explain an Act, intituled, An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French.*

Ordered, That the written Message from the Governor, Yesterday delivered to this House, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their further Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again. 76

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

Mr *Bland* from the Committee to whom the Bill *For appointing several new Ferries*, was committed reported, That the Committee had made several Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table.

Ordered, That the said Report do lie on the Table.

The Order of the Day being read for the House to resolve itself into a Committee to take into their further Consideration the Bill *For appointing Commissioners to take, examine, and state the Accounts of the Tobacco burnt in Bolling's Point Warehouse, in the County of Dinwiddie, and for the Relief of the Proprietors of the said Tobacco.*

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

The Order of the Day being read for the House to resolve itself into a Committee to take into their Consideration the written Message from the Governor, delivered to this House on *Wednesday* the 25th ult.

Resolved, That this House will again resolve itself into a Committee upon the said written Message To-morrow.

An ingrossed Bill, intituled, *An Act to empower the Secretary of this Colony, to sell certain Lands therein mentioned*, was read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Waller* do carry the said Bill to the Council for their Concurrence.

A Bill, *For laying an additional Duty on Rum, and other distilled Spirits, not being of the Produce of his Majesty's Sugar Islands*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

A Message from the Council by Mr *Walthoe*;

That they have agreed to the Bill, intituled, *An Act for raising the Sum of Six Thousand Pounds by a Lottery, for the further Protection of his Majesty's Subjects against the Insults and Encroachments of the French.*

Also to the Book of public Claims.

Ordered, That a Committee be appointed to proportion the public Levy of the following Persons, viz. Mr *Ruffin*, Mr *Waller*, Mr *Westwood*, Mr *Eyre*, Mr *Tucker*, Mr *Dangerfield*, and Mr *Francis Smith*.

And then the House adjourned till To-morrow Morning Ten o-Clock.

Friday,

Friday, July 4th, 1755.

Ordered,



HAT Mr *Walke* have Leave to be absent from the Service of this House, for the Remainder of this Session, and that Mr *Bolling* have Leave to be absent till *Tuesday* next.

77

An ingrossed Bill, intituled, *An Act for laying an additional Duty on Rum, and other distilled Spirits, not being of the Produce of his Majesty's Sugar Islands*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Tucker* do carry the said Bill to the Council for their Concurrence.

A Bill, intituled, *An Act for paying the Burgeses Wages for this present Session of Assembly*, was read the second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

The House proceeded to the Consideration of the Report made Yesterday, from the Committee to whom the Bill *For appointing several new Ferries*, was committed, and the same being read, was agreed to with an Amendment.

Ordered, That the Bill with the Amendment be ingrossed and read a third Time.

A Message from the Council by Mr *Walthoe*;

That they have agreed to the Bill, intituled, *An Act for laying an additional Duty on Rum, and other distilled Spirits, not being of the Produce of his Majesty's Sugar Islands*.

Also to the Bill, intituled, *An Act to empower the Secretary of this Colony, to sell certain Lands therein mentioned*, without any Amendment.

The Order of the Day being read, the House resolved itself into a Committee to take into their further Consideration the Bill *To explain an Act, intituled, An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, and after some Time spent therein, Mr *Speaker* resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Bill under their further Consideration, and gone thro' the same, and made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to with some Amendments.

Ordered, That the said Bill with the Amendments, as amended, be ingrossed, and read a third Time.

The Order of the Day being read for the House to resolve itself into a Committee to take into their further Consideration the Bill *For appointing Commissioners to take, examine, and state the Accounts of the Tobacco burnt in Bolling's Point Warehouse, in the County of Dinwiddie, and for the Relief of the Proprietors of the said Tobacco*.

Resolved, That this House will again resolve itself into a Committee on the said Bill To-morrow.

The Order of the Day being read for the House to resolve itself into a Committee to take into their Consideration the written Message from the Governor, delivered to the House on *Wednesday* the 25th of *June* last.

Resolved, That this House will again resolve itself into a Committee on the said written Message To-morrow.

And then the House adjourned till To-morrow Morning Ten o-Clock.



Saturday, July 5th, 1755.

78



PON a Motion made,

Ordered, That the Committee appointed by an Act of Assembly, intituled, *An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*

French, do allow the Sum of Five Pounds to *John Durham*, late a Soldier in the *Virginia* Regiment, who having received several Wounds in the late Engagement with the *French*, was discharged as unfit for Service.

An ingrossed Bill, intituled, *An Act to explain an Act, intituled, An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French, and for other Purposes therein mentioned*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That *Mr Landon Carter* do carry the said Bill to the Council for their Concurrence.

The Order of the Day being read, the House again resolved itself into a Committee to take into their further Consideration the Bill *For appointing Commissioners to take, examine and state the Accounts of the Tobacco burnt in Bolling's-Point Warehouse in the County of Dinwiddie, and for Relief of the Proprietors of the said Tobacco*; and after some Time spent therein, *Mr Speaker* resumed the Chair, and *Mr Charles Carter* reported, That the Committee had had the said Bill under their further Consideration, and gone thro' the same, and had made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read and agreed to by the House, with some Amendments.

Ordered, That the Bill with the Amendments be ingrossed, and read a third Time.

The Order of the Day being read for the House to resolve itself into a Committee, to take into their Consideration the written Message from the Governor, delivered to the House on *Wednesday* the 25th of *June* last.

Resolved, That this House will resolve itself into a Committee on the said written Message on *Monday* next.

An ingrossed Bill, intituled, *An Act for appointing several new Ferries*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That *Mr Pendleton* do carry the said Bill to the Council for their Concurrence. And then the House adjourned till To-morrow Morning Ten o-Clock.



Monday, July 7th, 1755.

 An ingrossed Bill, intituled, *An Act for paying the Burgeffes Wages for this present Session of Assembly*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That *Mr Pendleton* do carry it to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act for the Relief of the Proprietors of the Tobacco burnt in Bolling's Point Warehouse, in the County of Dinwiddie*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That *Mr Attorney* do carry the said Bill to the Council for their Concurrence. 79

A Bill, *For establishing Pilots, and regulating their Fees*, was read a second Time, and committed to *Mr Attorney*, *Mr Norton*, *Mr Hutchings*, and *Mr Benjamin Harrison*.

The Order of the Day being read,

The House resolved itself into a Committee to take into their Consideration the written Message from the Governor delivered to the House on *Wednesday* the 25th of last Month, and after some Time spent therein, *Mr Speaker* resumed the Chair, and *Mr Charles Carter* reported, That the Committee had had the said written Message under their Consideration, and had come to a Resolution thereupon, which they had directed him to report

port to the House, and he read the same in his Place, and then delivered it in at the Table, where it was again twice read, and agreed to by the House, and is as follows;

Resolved, That an humble Address be presented to his Honor the Governor, to assure his Honor, that on Consideration of his Message, laying before this House a Letter from General *Braddock* requiring Provisions and Artillery for the garrisoning Fort *Du Quesne*, in Case he should take the said Fort, we shall be at all Times ready to pay our Proportion of the Provisions and Charges for conveying up the Artillery that shall be necessary for the Garrison in the said Fort; and further to acquaint his Honor, That this House hath passed a Bill, among other Things for paying his Honor the Sum of Two Thousand Pounds, to be laid out in raising and maintaining three Companies of Men, consisting of Fifty each, to be employed as Rangers for the Protection of the Inhabitants in the Frontiers of this Colony. The Intention of which was, that one of the said Companies should range for the Purposes aforesaid, in the County of *Hampshire*, and the other two in the County of *Augusta*, in such Manner as his Honor should direct; and that as it is apprehended the Inhabitants in the said Frontiers are in present Danger, this House do desire that his Honor will be pleased to give immediate Orders for raising the said Men and employing them as aforesaid.

Ordered, That Mr *Landon Carter*, Mr Attorney, Mr *Pendleton*, and Mr *Patton* do wait on his Honor with the said Address.

A Message from the Council by Mr *Walthoe*;

That they have agreed to the Bill intituled, *An Act for the Relief of the Proprietors of the Tobacco burnt in Bolling's Point Warehouse, in the County of Dinwiddie*.

Also to the Bill, intituled, *An Act to explain an Act, intituled, An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French, and for other Purposes therein mentioned*.

Also to the Bill, intituled, *An Act for paying the Burgeesses Wages for this present Session of Assembly*, without any Amendments.

80 Also to the Bill, intituled, *An Act for appointing several new Ferries*, with an Amendment to which they desire the Concurrence of this House.

The House immediately proceeded to the Consideration of the Amendment proposed by the Council to the said Bill, and the same being read was disagreed to.

Ordered, That Mr *Pendleton* do go up with a Message to the Council and acquaint them that this House cannot agree to the Amendment by them proposed to the said Bill.

Mr Attorney, from the Committee to whom the Bill, *For establishing Pilots and regulating their Fees*, was committed, reported, That the Committee had made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, with an Amendment.

Ordered, That the Bill with the Amendment as amended, be ingrossed and read a third Time.

And then the House adjourned till To-morrow Morning Ten o-Clock.



Tuesday, July 8th, 1755.

Ordered,



HAT Mr Attorney and Mr *Wythe* be added to the Committee appointed to examine the inrolled Bills.

Mr *Ruffin* reported, that the Committee appointed had, according to Order settled the Proportion of the County Levy, and stated the same in a Book, which he delivered in at the Table, where it was read, and agreed to by the House.

Ordered, That Mr *Ruffin* do carry the said Book to the Council for their Concurrence.

A Message from the Council by Mr *Walthoe*.

That

That they have receded from the Amendments by them propofed and difagreed to by this Houfe, to the Bill *For appointing feveral new Ferries*.

An ingroffed Bill, intituled, *An Act for eftablifhing Pilots, and regulating their Fees*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pafs.

Ordered, That M^r Lomax do carry the faid Bill to the Council for their Concurrence.

A written Meffage from the Governor was delivered by M^r Walthoe;

Mr, Speaker, and Gentlemen of the Houfe of Burgeffes,

"In Anfwer to your Addrefs of Yefterday, it was determined at the Congrefs at *Alexandria*, if the General fucceeded in taking the Fort, the Charges of Artillery, for garrifoning it with the Provisions and all other Expences were to be paid by the Governments of *Pennfylvania, Maryland*, and this Dominion; and I am fully of Opinion there can be no more demanded from this Colony than their Quota of all fuch Charges.

I have fent an Exprefs fome Time fince to Lord *Fairfax* and M^r *Martin* to raife two Companies of Rangers in *Frederick* and *Hampshire*, where I think there is the greateft Danger from thefe barbarous Murderers; and I fhall give Col. *Patton* Orders to raife another Company in *Augufta* where Captain *Lewis* now is, with Fifty Men of our Forces. 81
If hereafter I fhall obferve the Enemy's Defigns are againft *Augufta*, I fhall order one of the above Companies immediately to march to their Protection.

And the faid written Meffage was read.

A Meffage from the Council by M^r *Walthoe*;

That they have agreed to the Book of Proportions.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *For Laying a public Levy*, and it is referred to M^r *Ruffin* to prepare and bring in the fame.

And he accordingly prefented to the Houfe, a Bill *For laying a public Levy*, and the fame was read the firft Time, and ordered to be read a fecond Time.

Upon a Motion made,

A Bill *For laying a public Levy* was read a fecond Time.

Ordered, That the faid Bill be ingroffed, and read a third Time.

An ingroffed Bill, intituled, *An Act for laying a public Levy*, was read the third Time.

Resolved, That the Bill do pafs.

Ordered, That M^r *Ruffin* do carry the faid Bill to the Council for their Concurrence.

A Meffage from the Council by M^r *Walthoe*;

That they have agreed to the Bill, intituled, *An Act for laying a public Levy*.

Alfo to the Bill, intituled, *An Act for eftablifhing Pilots and regulating their Fees*, with an Amendment to which they defire the Concurrence of this Houfe.

The Houfe immediately proceeded to the Confideration of the Amendment propofed by the Council to the faid Bill, and the fame was read, and agreed to.

Ordered, That M^r *Lomax* do go up with a Meffage to the Council and acquaint them that this Houfe have agreed to the Amendment by them propofed to the faid Bill.

And then the Houfe adjourned till To-morrow Morning Ten o-Clock.



Wednesday, July 9th, 1755.

✱✱✱ R. *Pendleton* reported, That the Committee appointed, had, according to Order,
✱ M ✱ examined the inrolled Bills, and rectified fuch Miftakes as were found therein,
✱ ✱ and that they were truly inrolled.

Ordered, That M^r *Pendleton* do carry the inrolled Bills to the Council for their Infpection.

Upon a Motion made.

Ordered,

Ordered, That it be an Instruction to the Committee appointed by an Act of Affembly, intituled, *An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French*, to allow the Sum of Five Pounds immediately, and Five Pounds *per Annum*, during Life to *Edward Goodwin*, late a Soldier in the *Virginia Regiment*, who behaved himself well during the Time of his Service, but being rendered unfit for Service, by a Wound he received in the late Engagement at the *Great Meadows*, was discharged from the said Regiment.

A Message from the Council by Mr *Walthoe*.

That they have inspected the inrolled Bills, and are satisfied they are truly inrolled.

A Message from the Governor by Mr *Walthoe*;

Mr *Speaker*,

"The Governor commands the immediate Attendance of this House in the Council Chamber, and that you bring with you such Bills as are ready for his Assent.

Mr *Speaker* with the House went up accordingly, and the Governor was pleased to give his Assent to the following Bills, *viz.*

1. *An Act for raising the Sum of Six Thousand Pounds, by a Lottery, for the further Protection of his Majesty's Subjects against the Insults and Encroachments of the French.*
2. *An Act to explain an Act, intituled, An Act for raising the Sum of Twenty Thousand Pounds for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French, and for other Purposes therein mentioned.*
3. *An Act for continuing so much of the Act of Assembly, intituled, An Act for the Encouragement and Protection of the Settlers upon the Waters of the Mississippi, as relates to the raising and imposing, collecting and paying the Duties therein mentioned.*
4. *An Act for laying an additional Duty on Rum, and other distilled Spirits, not being of the Produce of his Majesty's Sugar Islands.*
5. *An Act for the further amending the Act, intituled, An Act for amending the Staple of Tobacco, and preventing Frauds in his Majesty's Customs.*
6. *An Act for employing and better maintaining the Poor.*
7. *An Act to amend an Act, intituled, An Act declaring the Law concerning Executions, and for the Relief of insolvent Debtors, and for other Purposes therein mentioned.*
8. *An Act for prohibiting Inspectors of Tar, Pitch and Turpentine, from purchasing such Commodities.*
9. *An Act for the Relief of the Proprietors of the Tobacco burnt in Bolling's Point Warehouse, in the County of Dinwiddie.*
10. *An Act for reviving an Act, intituled, An Act for preserving the Breed of Sheep.*
11. *An Act for establishing Pilots, and regulating their Fees.*
12. *An Act for appointing several new Ferries.*
13. *An Act for paying the Burgeesses Wages for this present Session of Assembly.*
14. *An Act for laying a public Levy.*
15. *An Act for reviving an Act, intituled, An Act for allowing Fairs to be kept in the Town of Alexandria.*
16. *An Act to oblige Persons who bring Tobacco and other Goods to Wetham, to pay Storage for the same.*
17. *An Act for enabling the Inhabitants of the Counties of Princefs-Anne and Norfolk, to pay their public Dues in Money.*
18. *An Act for dissolving the Vestry of the Parish of St. Andrew in the County of Brunswick, and electing a new Vestry in the said Parish.*
19. *An Act for dividing the Parish of Nottoway into two distinct Parishes and for other Purposes therein mentioned.*
20. *An Act for the Relief of those Persons who were Sufferers in the Loss of the Records of the County of Nansemond, whose Cases have not already been provided for.*
21. *An Act to empower the Secretary of this Colony, to sell certain Lands therein mentioned.*
22. *An Act to confirm and establish an Agreement made between William Withers and Augustine*

Augustine Wafhington, for the Settlement of their respective Rights to certain Lands, and for other Purposes therein mentioned.

And likewise to the following Resolve, viz.

For allowing *William Hunter*, Printer, the Sum of Three Hundred Pounds *per Annum*, from the End of this present Session, to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations, and other Acts of Government, and all other public Services.

And then his Honor was pleased to make the following SPEECH.

Gentlemen of the Council, Mr Speaker and Gentlemen of the House of Burgeffes.

I SINCERELY thank you for your agreeable and seasonable Supply, for conducting the necessary and just Expedition: That Part you have left to my Conduct, shall be made Use of with Frugality, for the Service it's intended.

I am under much Concern for the barbarous Behaviour of the *French* and their *Indians*, in murdering and robbing our Fellow Subjects on our Frontier Settlements.

Gentlemen, I am in great Hopes, before this, that General *Braddock* is in Possession of the Fort on the *Ohio*, that the *French* took from us last Summer; but it is to be feared, that flying Parties of *French* and *Indians* will invade our Country, and repeat their Barbarities.

I therefore heartily recommend to you, to prevail with the Officers in the different Counties, to muster and exercise the Militia, which under the Divine Protection, is our only Safety, and is what I have already commanded them.

I wish you an agreeable Recess, and I think proper to prorogue you to the Second *Tuesday* in *October* next, and you are accordingly prorogued to that Time.

THE
JOURNAL
OF THE
HOUSE
OF
BURGESSES,
MDCCLV.

Being The Seventh SESSION of this Present
GENERAL ASSEMBLY.



WILLIAMSBURG:
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THE
JOURNAL
OF THE
HOUSE OF BURGESSES.

Tuesday, August 5th, 1755.



MESSAGE from the Governor was delivered by M^r Walthoe;

M^r, Speaker, and Gentlemen of the House of Burgeffes,

"The Governor commands the immediate Attendance of your Houfe in the Council Chamber;

Accordingly M^r Speaker with the Houfe went up to attend the Governor;

And being returned, he reported, That the Houfe had attended the Governor in the Council-Chamber, and that the Governor was pleased to make a Speech to the Council and this Houfe, of which he had, to prevent Miftakes, obtained a Copy, which he read in his Place, and afterwards delivered it in at the Table, where it was again read, and is as follows;

Gentlemen of the Council, M^r Speaker, and Gentlemen of the House of Burgeffes,

I AM truly forry for the Occasion of calling you together fo suddenly, but the unexpected and fatal Defeat of General *Braddock* at *Monongahela*, made it absolutely neceffary to call the Affembly, that the moft vigorous and speedy Efforts might immediately be exerted, to prevent the destructive Effects of an Event, particularly threatening this Colony with the moft fatal Confequences. The Letters I received from M^r *Orme*, Aid de Camp to the General, and from Colonel *Washington*, I fhall caufe to be laid before you.

² *Gentlemen of the House of Burgeffes,*

As the Road from Fort *Cumberland* to the *Ohio* is now opened, and our Enemies poffeffed of great Part of our Artillery; this Colony is extremely laid open, and expofed to the Infults of a barbarous and inhuman Enemy, fluffed and elated with their late Succesfs.

This lays you, Gentlemen, under an indifpenfible Neceffity of doing every Thing that may conduce to diflodge thofe Murderers, and preferve our Fellow Subjects from the bafe and horrid Butcheries that they have already given us fo many exasperating Specimens of, and are impatient to repeat.

I have endeavored to check their Violence, by ordering out three Companies of Rangers, in the three Frontier Counties; but it is with you, *Gentlemen*, to effectuate my earneft Defire of ferving my Royal Mafter, and faving his People; by ftrengthening my
Hands

Hands with such Means, as may best enable me to act with Quickness and Force on every Occasion, as the Emergency of our Affairs may require.

The first Preparative, is, I conceive, to form and enforce such a Law, as may render the Militia both able and ready to be useful, when called upon to defend their Country; and therefore I would recommend to you the Forming such an Act as may oblige every Subject, that is able to bear Arms, to be ready and obedient on all Occasions, to acquire such military Knowledge, and submit to such military Discipline, as can alone make them act with Safety and Honor to themselves, and Utility to their Country.

The natural Bravery of our Countrymen, if ever questioned, is now established beyond a Doubt, by those *Virginia* Forces, who purchased, with their Lives, immortal Glory to their Country and themselves, on the Banks of *Monongahela*.

It remains only to regulate and conduct this Valor, of which our People are so eminently possessed; and then to furnish them with the proper Means for applying it in action. The Mention of this last Request suggests to me the unarmed and unprovided State of the Colony; which, with great Concern, I find by an exact Enquiry, that I have just now caused to be made, is such, as requires your immediate Consideration of, and Provision for.

The brutal Savages who are lurking and prowling about our Habitations to perpetrate the most cruel Outrages, have justly subjected themselves to be considered, rather as devouring Beasts of Prey, than hostile Men: Therefore, I hope you will think the Measures taken by our Brethren of *New-England*, expedient for your Safety also; and by giving a Reward for the taking or scalping our *Indian* Enemies, provide such an Encouragement as may induce our People to cut off the Destroyers, before they come to execute their purposed Villanies on our helpless Wives, and poor defenceless Babes after whose Blood the insatiate Cowards thirst incessantly.

Whatever be determined on in this imminent Danger, I doubt not you will consider that the putting those Resolutions in Execution, will be attended with Expence, which however great and burthen some at present, yet will be rendered less uneasy by the Consideration to which I hope every one will recur, that it is to preserve to us, and our ³ Posterity, the most invaluable, and by all Mankind esteemed, the most dear and most desirable of all human Treasures, *RELIGIOUS AND CIVIL LIBERTY*.

The Magazine in this City is much exposed, I therefore think it absolutely necessary to have a Guard Room built, and a proper Guard established, to be by due Rotation constantly in Duty; I hope you will agree with me that this is necessary, and accordingly appropriate a sufficient Sum for building the Guard Room, and paying the Guard.

Gentlemen of the House of Burgeffes,

The Urgency of every Circumstance attending this unhappy Cause of your Meeting, will, I hope, excite your utmost Diligence, and that you will expedite all your Proceedings, with the closest Application, and Attention to the important Purpose, which will by no Means admit of any Delay; lest we verify the opprobrious Taunt of our Enemies, who boasted, "That they would employ in Actions the Time we wasted in futile and undeterminate Considerations.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

Never was any Assembly, whereon more immediately depended, not to say the Honor only, but the Preservation and Safety of the Colony. Let our Country's danger enflame our Bosoms with the most vigorous Resolutions, to signalize ourselves in her Cause on every Occasion, either in Counsel or in the Field; and emulous of the brave Example of our slaughtered Heroes, let us seize every Opportunity to enrol our Names in the Records of immortal Honor, with theirs, whose Obsequies we should celebrate, not with fruitless Lamentations, but with just and animated Vengeance on their Destroyers.

Resolved, That an Address be made to his Honor the Governor, to return him our sincere Thanks for his Speech; to express our Concern for the late unhappy Defeat of his Majesty's Forces, to assure him of our Affection to his Majesty, and how truly sensible

we are of the Blessings we enjoy under him, and that we shall endeavor to act in the most vigorous Manner for his Honor and our own Preservation.

Ordered, That a Committee be appointed to draw up an Address to the Governor, pursuant to the said Resolution, and it is referred to Mr Attorney, Mr Bland, and Mr Landon Carter, to prepare and bring in the same.

A Message from the Governor by Mr Walthoe.

Mr, Speaker,

I am commanded by the Governor to lay before your House, Captain Robert Orme's Letter to his Honor of the 18th Instant.

Also a Letter from Mr George Washington of the same Date, and the said Letters were read.

Resolved, That this House will take the Governor's Speech into Consideration To-morrow.

Ordered, That the Reverend Mr William Stith be continued Chaplain to this House, and that he attend to read Prayers every Morning at 8 o'Clock.

Ordered, That the several Door-Keepers be continued in their respective Offices, and that they give their Attendance accordingly.

And then the House adjourned till To-morrow Morning Nine o'Clock.



Wednesday, August 6th, 1755.

 Petition of Rebecca Polson, setting forth, That the Petitioner's Husband being a Captain in the late Expedition, was (most unfortunately for her and her Infant Child) killed in the late Action on *Monongahela*, by which, and her ill State of Health, they are in Danger of being reduced to the Want of the common Necessaries of Life, and praying the Consideration of this House, was presented to the House and read.

Resolved, That 26 £. *per Annum*, be allowed to Mrs Rebecca Polson Wife of Capt. Polson, who was Captain in this Expedition, and killed in the late Engagement on the *Monongahela*, during her Widowhood.

Ordered, That Mr Wythe do carry the said Resolve to the Council for their Concurrence.

Mr Attorney, reported that the Committee appointed had, according to Order, prepared an Address to the Governor, which he read in his Place, and then delivered in at the Table, where the same was again twice read and agreed to, and is as follows,

SIR,

WE his Majesty's most dutiful and loyal Subjects the Burgeffes of *Virginia*, now met in General Assembly, return your Honor our sincere Thanks for your affectionate Speech at the Opening of this Session.

The Defeat of his Majesty's Forces under the Command of General Braddock, and the Loss of so many brave men, who gloriously died in the Cause of their King and Country, must naturally affect us with the greatest concern.

But these unhappy and unexpected strokes of War, serve only to animate a just Resentment, and engage us to exert our utmost Spirit and Vigor against a barbarous and inhuman Enemy, the Slaves of arbitrary Power, and the Disturbers of the Peace of Mankind.

Actuated by these Sentiments, and influenced by the strongest Principles of Fidelity to his Majesty, and Love to our Country, we beg Leave to assure your Honor, that no Endeavour on our Part, shall be wanting to repel these cruel Invaders of our Properties; being fully convinced the People of *Virginia* will think no Burthen too grievous, that shall be found necessary for the Preservation of that which is so valuable and dear to them, their *CIVIL AND RELIGIOUS LIBERTY*.

Ordered,

Ordered, That the said Address be fairly transcribed and presented by the whole 5
House.

Ordered, That the Committee who prepared the same, wait on the Governor to know his Pleasure when this House shall attend his Honor to present it.

The Order of the Day being read, for the House to take into their Consideration the Governor's Speech,

Resolved, That this House will resolve itself into a Committee upon the said Speech.

And then the House resolved itself into a Committee to take into their Consideration the Governor's Speech, and after some time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, That the Committee had had the Governor's Speech under their Consideration, and gone thro' the same, and had come to several Resolutions thereupon, which they had directed him to report to the House, which he read in his Place, and then delivered in at the Table, where the same were again read, and are as follow;

Resolved, That it is the Opinion of this Committee, That the Law intituled, *An Act for the better Regulation of the Militia*, be amended.

Resolved, That it is the Opinion of this Committee, That the Law, intituled, *An Act for making Provision against Invasions and Insurrections*, be amended.

Resolved, That it is the Opinion of this Committee, That the Soldiers now in our Pay, including the Rangers be augmented to the Number of 1200 for the Protection of our Frontiers.

Resolved, That it is the Opinion of this Committee, That the Sum of Forty Thousand Pounds be raised for the Support and Maintenance of the 1200 Men to be employed in the Protection of our Frontiers.

The two first Resolutions being read a second time, and the Question severally put, That the House agree thereto,

Resolved in the Affirmative.

Ordered, That a Bill or Bills, be brought in pursuant to the Resolutions agreed to by the House, and it is referred to Mr Charles Carter, Mr Bland, Mr Landon Carter, Mr Carter Burwell, Mr William Randolph, Mr Riddick, Mr Moore, Mr Chiswell, Mr Lomax, Mr Thornton, Mr Martin, Mr Ruffin, Mr Eyre, Mr William Digges, Mr Dudley Digges, Mr Henry Robinson, Mr Harrison, Mr Howard, and Mr Fairfax, to prepare and bring in the same.

Ordered, That the Consideration of the two last Resolutions, be put off till To-morrow. And then the House adjourned till To-morrow Morning Nine o-Clock.



Thursday, August 7th, 1755.



R. Attorney, reported, that the Committee appointed had, according to Order, waited on the Governor to know his Pleasure when the House should attend him with their Address, and that he was pleased to say, that he would receive it To-day, and that he would signify, by a Message to the House when he was ready to receive it.

Mr Speaker informed the House that he had received a Letter from several Officers 6
of the *Virginia* Regiment, from the Camp at *Wills's* Creek, addressed to this House, which he laid before the House, and the same was read, and is as follows;

Camp at Wills's Creek, August 1, 1755.

Gentlemen,

WE had the Misfortune to lose our Horses, Furniture, Tents, Marquees, Cloaths, Linnens, in short all our Field Equipage, in the late Action on *Monongahela*, which we hope you will be so good as to take under your Consideration, and make us such an Allowance as will, in some Measure compensate our Losses, and enable us to take the Field again. This we find is customary among the *British*
Troops,

Troops, by Way of a contingent Bill. Upon Enquiry you will have the Pleasure to find that Yours are equally deferving. The small Number who were engaged, and survived the Action, give us the greater Reason to expect your Redrefs.

We are, with great Respect, *Gentlemen*,
Your most faithful and obedient humble Servants,

*Adam Stephen,
Thomas Waggoner,
Robert Stewart,
James Craik,
William Bronaugh,
Walter Stewart.
Hector MacNeill.*

Ordered, That the said Letter do lie on the Table.

Mr Charles Carter moved for Leave to bring a Bill *To lengthen the Time of Inspection*, and the Question being thereupon put;

It passed in the Negative.

The House proceeded to the Consideration of that Part of the Report made Yesterday from the Committee of the whole House, which was referred to be considered this Day, and the same being read, was agreed to by the House.

Resolved, That this House will resolve itself into a Committee to consider of Ways and means to raise the Sum of £. 40,000 pursuant to the Resolutions of the Committee this Day agreed to by the House, To-morrow.

A Message from the Governor by Mr Walthoe.

Mr Speaker,

I am commanded by the Governor to acquaint this House, that his Honor is now ready to receive their Address in the Council Chamber.

Mr Speaker with the House went up, and being returned, reported, That he with the House had attended the Governor in the Council-Chamber, and presented the Address of this House to him, to which he was pleased to answer;

Mr Speaker, and Gentlemen of the House of Burgeffes;

I Return you my sincere Thanks for this affectionate and loyal Address: It breaths the true Spirit of Patriotism, it is so expressive of your Duty to the King, and Love for your Country; it also strongly displays your just Resentment of the Defeat of General Braddock, and the Loss of our brave Countrymen.

It gives me great Pleasure to observe your Intentions to do all in your Power to repel the cruel Invaders of our Properties. Nothing shall be wanting on my Part to assist in so desirable a Work; and what Confidence you may repose in me, shall always be discharged with Probity to these great and important Services.

Mr Speaker also reported, That the Governor was pleased at the same Time to say, that he would lay before this House a Copy of his Letter to Colonel Dunbar, with his Original Answer thereto; also a Copy of his Letter to Major-General Shirley.

A Message from the Governor by Mr Walthoe;

Mr Speaker,

"The Governor has commanded me to lay before your House, a Copy of his Letter to Col. Dunbar, and his Original Answer; also a Copy of his Letter to Major-General Shirley.

And the same were read.

And then the House adjourned till To-morrow Morning Nine o-Clock.

Friday,

Friday, August 8th, 1755.

THE Order of the Day being read,

T The House resolved itself into a Committee, to consider of Ways and Means to raise the Sum of 40,000 £. agreeable to the Resolution of the Committee Yesterday agreed to by the House, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had come to a Resolution thereon, which they had directed him to report to the House, and he read the same in his Place, and afterwards delivered it in at the Table, where it was again twice read, and agreed to by the House as follows;

Resolved, That the Sum of 40,000 £. to be raised for the Protection of our Frontiers, be raised by a Duty of 5 *per Cent.* on all Goods imported into this Colony, except *Madeira* Wine, Rum, Muscovado Sugar, Molasses, Salt and Provisions, and on the Salaries and Fees of all Public officers, and also a Tax of one Shilling *per Poll*, on every tithable Person, and one Shilling and Three Pence, on every Hundred Acres of Land, within this Colony.

Ordered, That a Bill or Bills be brought in pursuant to the said Resolution, and also to the Resolutions of the Committee Yesterday agreed to by the House, and it is referred to Mr Attorney, Mr Waller, Mr Power, Mr Ruffin, Mr *Christopher Robinson*, Mr Pendleton and Mr Dewey, to prepare and bring in the same.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *To establish a summary Method for recovering his Majesty's Quit-Rents, collected and received by the Sheriffs in the respective Counties in this Colony*, and it is referred to Mr Attorney to prepare and bring in the same.

And then the House adjourned till To-morrow Morning Nine o-Clock.



Saturday, August 9th, 1755.

PON a Motion made,

U *Ordered*, That Leave be given to bring in a Bill, *For preventing the Cruelties and Barbarities of the Indians at Enmity with the Inhabitants of this Colony*, and it is referred to Mr *Charles Carter*, Mr Attorney, Mr Waller, Mr Pendleton, Mr Power, and Mr Landon Carter, to prepare and bring in the same.

Mr *Charles Carter*, from the Committee appointed, presented to the House, according to Order, a Bill, *For amending an Act, intituled an Act, for the better Regulation of the Militia*, and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Ordered, That it be an Instruction to the Committee appointed to prepare and bring in a Bill, *To establish a summary Method for recovering his Majesty's Quit-Rents, collected and received by the Sheriffs of the several Counties in this Colony*, that they receive a Clause, or Clauses, to prevent the Sheriffs in this Colony from letting their Offices to Farm.

A Petition of the Mayor and Aldermen of the Borough of *Norfolk*, setting forth, that by an Act of Assembly made in the Year 1738, a Court-Martial is appointed to be held by them in the Month of *October*, yearly, for punishing Delinquents in the Militia, which Month is very inconvenient for holding such Court, as it interferes with the General Court, where most of the Members are generally obliged to attend, and praying an Alteration in this Particular, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

Upon

Upon a Motion made,

A Bill, *For amending an Act, intituled an Act, for the better Regulation of the Militia*, was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

Ordered, That the Petition of the Mayor and Aldermen of the Borough of *Norfolk* be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee, to take into their Consideration the Bill, *For amending an Act, intituled an Act, for the better Regulation of the Militia*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill on *Monday* next.

And then the House adjourned to *Monday* Morning at Nine o-Clock.



Monday August 11th, 1755.



PETITION of *William Hunter* Printer, setting forth, that his Salary as Printer to this House, will expire at the End of this Session of Assembly, and praying that the same may be continued to him, was presented to the House and read.

Resolved, That the Sum of £. 300 *Per Annum*, be allowed to *William Hunter*, Printer, from the End of this present Session to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations and other Acts of Government, and all other public Services.

Ordered, That the said Resolve be ingrossed, and that Mr *Waller* do carry it to the Council, for their Concurrence.

A Petition of *Thomas Penman*, Keeper of the Public Goal, setting forth, That this House did, at the last Session of this Assembly, alter the Method of the Payment of the Petitioner's Salary, by encreasing the Allowance for maintaining the Prisoners, from thence to the End of the next Session of Assembly, and praying that this House will be pleased to continue such Allowance; was presented to the House and read.

Resolved, That the Additional Sum of £. 15 be paid to the said *Thomas Penman*, every year, over and above his usual Salary of £. 25.

Resolved, That Ten Pounds of Tobacco *per Day* be allowed the said *Thomas Penman*, for every Criminal committed to the said Goal during such Criminals Imprisonment, from this Time to the End of the next Session of Assembly.

The Order of the Day being read,

The House again resolved itself into a Committee, to take into their further Consideration the Bill, for amending an Act, intituled, *An Act for the better Regulation of the Militia*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Bill under their further Consideration, but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

Mr Attorney presented to the House, according to Order, a Bill, *For raising the Sum of £. 40,000, for the Protection of his Majesty's Subjects in the Frontiers of this Colony*; and the same was read the first Time, and ordered to be read a second Time.

Mr *Charles Carter* presented to the House, according to Order, a Bill, *For preventing the Cruelties and Barbarities of the Indians at Enmity with the Inhabitants of this Colony*, and the same was read the first Time, and ordered to be read a second Time.

Mr

Mr Attorney presented to the House, according to Order, a Bill, *To recover His Majesty's Quit-Rents, collected by the Sheriffs, in a summary Way*; and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *To regulate the Price of Indian Corn in the present Scarcity*; and it is referred to Mr Pendleton, and Mr Waller, to prepare and bring in the same.

And then the House adjourned till To-morrow Morning Nine o'Clock.



Tuesday, August 12th, 1755.

R. Charles Carter, presented to the House, according to Order, a Bill, for amending an Act, intituled, *An Act for making Provision against Invasions and Insurrections*, and the same was read the first Time, and ordered to be read a second Time.

A Bill, *For raising the Sum of £. 40,000 for the Protection of His Majesty's Subjects in the Frontiers of this Colony*, was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

Ordered, That the Letter from the several Officers of the *Virginia Regiment*, laid before this House, and ordered to lie on the Table on *Thursday* last, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to take into their further Consideration the said Bill To-morrow.

Mr Pendleton presented to the House according to Order a Bill, *To regulate the Price of Indian Corn in the present Scarcity*, and the same was read the first Time, and ordered to be read a second Time.

A Bill *For preventing the Cruelties and Barbarities of the Indians at Enmity with the Inhabitants of this Colony*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

A Bill *To recover His Majesty's Quit-Rents, collected by the Sheriffs in a summary Way*, was read a second Time;

Ordered, That the said Bill be ingrossed, and read a third Time.

The Order of the Day being read,

The House again resolved itself into a Committee, to take into their further Consideration the Bill for amending an Act, intituled, *An Act for the better Regulation of the Militia*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, That the Committee had had the said Bill under their further Consideration, and gone thro' the same, and made several Amendments thereto; but not having Time to draw them up, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, upon the said Bill To-morrow.

And then the House adjourned till To-morrow Morning Nine o'Clock.



Wednesday, August 13th, 1755.

MEMBER returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

An

An ingrossed Bill, intituled, *An Act to recover His Majesty's Quit-Rents in a summary Way*, was read a third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Attorney do carry it to the Council, for their Concurrence.

A Written Message from the Council by M^r Walthoe,

M^r Speaker.

"The Council thinking it highly necessary at this Juncture, have resolved upon preparing an Address to His Majesty, to express our grateful Sense of his paternal Care, in sending Officers, Soldiers, and Money for our Preservation from our cruel and inhuman Enemies, to lay before His Majesty, the present distressed and dangerous Situation of our Country, arising from the late unfortunate Defeat of the Army under the Command of General Braddock, and to beseech His Majesty, to continue to extend his Royal Favor and Protection to his faithful Subjects of this Colony: And have appointed three of their Members to join with such a Number of the Burgesses, as *their* House shall think proper to appoint, in order to draw the same, if *they* shall incline to concur with them therein.

And that they had read in Council a Plan of a Militia Law, directed to his Honor the Governor, the Council, and House of Burgesses, by *Philip Ludwell Lee* Esquire, and had referred it to the Consideration of your House.

Ordered, That the said Plan do lie on the Table.

The House proceeded to the Consideration of the above written Message from the Council, and thereupon

Resolved, That this House do agree to join in the said Address;

Ordered, That M^r Attorney, M^r Charles Carter, M^r Landon Carter, M^r Carter Burwell, M^r Page, and M^r Thornton, be appointed by this House to meet, and in Conjunction with such of the Members of the Council, as they have appointed for that Purpose, to prepare the same.

12 *Ordered*, That M^r Attorney do go up with a Message to the Council, and inform them thereof.

A Message from the Council by M^r Walthoe,

That they have agreed to the Bill, intituled, *An Act to recover His Majesty's Quit-Rents, collected by the Sheriffs in a summary Way*; also to the Bill, intituled, *An Act for preventing the Cruelties and Barbarities of the Indians at Enmity with the Inhabitants of this Colony*; with some Amendments, to which they desire the Concurrence of this House.

Upon a Motion made,

Ordered, That all such Claims and Propositions, as were referred from the last to this Session of Assembly; and also all such Claims and Propositions, as shall be certified to this Session of Assembly, be referred to the Consideration of the next Session of Assembly.

An ingrossed Bill, intituled, *An Act for preventing the Cruelties and Barbarities of the Indians, at Enmity with the Inhabitants of this Colony*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass:

Ordered, That M^r Charles Carter do carry it to the Council for their Concurrence.

A Message from the Council by M^r Walthoe,

That they have agreed to the Resolve of this House for allowing *William Hunter* Printer, £. 300 *per Annum*, from the End of this present Session to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes, and Books, printing Proclamations, and other Acts of Government, and all other public Services.

Also to the Resolve for allowing £. 26 *per Annum*, to M^{rs} Rebecca Polson, Widow of Captain Polson, who was Captain in this Expedition, and killed in the late Engagement on the *Monongahela*, during her Widowhood.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For paying the Burgesses Wages, for this present Session of Assembly*, and it is referred to M^r Landon Carter, to prepare and bring in the same.

A Bill for amending an Act, intituled, *An Act for making Provision against Invasions and Insurrections*, was read a second Time, and ordered to be committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

The Order of the Day being read,

The House again resolved itself into a Committee, to draw up the Amendments agreed to by the Committee to the Bill *For the better Regulation of the Militia*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had drawn up the said Amendments to the said Bill, which they had directed him to report to the House, and he read the same in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to with some Amendments. 13

Ordered, That the Bill with the Amendments as amended, be ingrossed, and read a third Time.

The House proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act to recover His Majesty's Quit-Rents, collected by the Sheriffs in a summary Way*; and the same being read, were disagreed to, by the House.

Ordered, That Mr Attorney do go up with a Message to the Council, and acquaint them, That this House cannot agree to the Amendments by them proposed to the said Bill, and desire they will pass the Bill, without the said Amendments:

The House also proceeded to the Consideration of the Amendments, proposed by the Council, to the Bill, intituled, *An Act to prevent the Cruelties and Barbarities of the Indians, at Enmity with the Inhabitants of this Colony*, and the same being read, were disagreed to, by the House.

Ordered, That Mr *Charles Carter* do go up with a Message to the Council, and acquaint them, That this House cannot agree to the Amendments, by them proposed, to the said Bill, and desire they will pass the Bill, without the said Amendments.

The Order of the Day being read, for the House to resolve itself into a Committee, to take into their further Consideration the Bill, for amending the Act, intituled, *An Act for making Provision against Invasions and Insurrections*,

Resolved, That this House will again resolve itself into a Committee, upon the said Bill To-morrow.

And then the House adjourned till To-morrow Morning Nine o'Clock.



Thursday, August 14th, 1755.

R.
M *R. Landon Carter* presented to the House, according to Order, a Bill, *For paying the Burgeffes Wages for this present Session of Assembly*, and the same was read the first Time, and ordered to be read a second Time.

A Message from the Council, by Mr *Walthoe*,

Mr Speaker,

The Members of the Council, appointed to meet, and in Conjunction with those appointed by your House, to prepare an Address to His Majesty, are now ready in the Conference Chamber.

And then the Members appointed by this House for that Purpose withdrew.

An ingrossed Bill, intituled, *An Act for the better Regulation and training of the Militia*, was read the third Time, and the Blanks therein filled up;

Resolved, That the Bill do pass.

Ordered, That Mr *Charles Carter* do carry the said Bill to the Council, for their Concurrence. 14

Ordered,

Ordered, That M^r *Fairfax* have Leave to be absent from the Service of this House, for the Remainder of this Session.

The Order of the Day being read,

The House again resolved itself into a Committee, to take into their further Consideration the Bill, *For raising the Sum of £. 40,000 for the Protection of His Majesty's Subjects in the Frontiers of this Colony*; and after some Time spent therein, M^r Speaker resumed the Chair, and M^r *Charles Carter* reported, That the Committee had had the said Bill under their further Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee on the said Bill To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For amending an Act, intituled, An Act for making Provision against Invasions and Insurrections*.

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

And then the House adjourned 'til To-morrow Morning Nine o'Clock.



Friday, August 15th, 1755.

Ordered,

 HAT an Address be made to the Governor, to order a new Writ to issue for the electing a Burgesses to serve in this present General Assembly, for the County of *Augusta*, in the Room of M^r *James Patton*, deceased, who was murdered by a Party of *Indians*, on his Return home from the last Session of this Assembly; and that M^r *Pendleton* do wait on him with the said Address.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For appointing an Agent*; and it is referred to M^r *Landon Carter*, M^r *Charles Carter*, and M^r *Bland*, to prepare and bring in the same.

A Bill, *To regulate the Price of Indian Corn in the present Scarcity*, was read a second Time, and committed to M^r *Lomax*, M^r *Landon Carter*, M^r *Pendleton*, and M^r *Waller*.

The Order of the Day being read,

The House again resolved itself into a Committee, to take into their further Consideration the Bill, *For raising the Sum of £. 40,000 for the Protection of His Majesty's Subjects, in the Frontiers of this Colony*; and after some Time spent therein, M^r Speaker resumed the Chair, and M^r *Charles Carter* reported, That the Committee had had the said Bill under their further Consideration, and gone thro' the same, and had made several
15 Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the Consideration of the said Report be put off 'til To-morrow.

The Order of the Day being read, for the House to resolve itself into a Committee, to take into their Consideration the Bill, *For amending an Act, intituled, An Act for making Provision against Invasions and Insurrections*.

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

And then the House adjourn'd 'til To-morrow Morning Nine o'Clock.

Saturday,

Saturday August 16th, 1755.



MESSAGE from the Council by Mr *Walthoe*:

That they recede from the Amendments by them proposed, and disagreed to: by this House, to the Bill, intituled, *An Act, to recover His Majesty's Quit-Rents, collected by the Sheriffs in a summary Way.*

And, that they infist on their Amendments disagreed to by this House, to the Bill, intituled, *An Act for preventing the Cruelties and Barbarities of the Indians, at Enmity with the Inhabitants of this Colony.*

The House immediately proceeded to the Consideration of the said Amendments, and the same being read,

Resolved, That this House do adhere to their Disagreement to the said Amendments.

Ordered, That Mr *Charles Carter* do go up with a Message to the Council, and acquaint them therewith.

Ordered, That Mr *William Randolph* have Leave to be absent from the Service of this House, for the Remainder of this Session.

Ordered, That there be a call of the House on *Monday* next.

Mr *Landon Carter* presented to the House, according to Order, a Bill, *For appointing an Agent*; and the same was read the first Time, and ordered to be read a second Time.

Mr *Lomax*, from the Committee to whom the Bill, *To regulate the Price of Indian Corn, in the present Scarcity*, was committed, reported, That the Committee had made an Amendment thereto; and he read the same in his Place, and then delivered the Bill, with the Amendment, in at the Table, where the Amendment was again twice read, and agreed to by the House.

Ordered, that the Bill, with the Amendment be ingrossed, and read a third Time.

The House proceeded to the Consideration of the Amendments made Yesterday, by the Committee of the whole House, to the Bill, *For raising the Sum of £. 40000 for the Protection of His Majesty's Subjects in the Frontiers of this Colony*, which were ordered to be considered this Day; and the same being read,

Ordered, That the said Bill be recommitted to the said Committee.

Resolved, That this House will again resolve itself into a Committee upon the said Bill on *Monday* next.

The Order of the Day being read,

The House resolved itself into a Committee, to take into their Consideration the Bill, *For amending an Act, intituled, An Act for making Provision against Invasions and Insurrections*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill on *Monday* next.

A Bill, *For paying the Burgeffes Wages, for this present Session of Assembly*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

And then the House adjourned 'til *Monday* Morning Nine o'Clock.



Monday, August 18th, 1755.



MESSAGE from the Council by Mr *Walthoe*:

That they adhere to the Amendments by them proposed, and adhered to: by this House, to the Bill, intituled, *An Act for preventing the Cruelties and Barbarities of the Indians, at Enmity with the Inhabitants of this Colony*, and de-

fire that this House will recede from their Disagreement.

¹ So in the original. It should be, disagreed to, etc.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For preventing and repelling the hostile Incurfions of the Indians at Enmity with the Inhabitants of this Colony*; and it is referred to M^r Charles Carter, to prepare and bring in the fame.

An ingroffed Bill, intituled, *An Act to regulate the Price of Indian Corn, in the present Scarcity*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pafs.

Ordered, That M^r Pendleton do carry the faid Bill to the Council, for their Concurrence.

M^r Charles Carter prefented to the Houfe, according to Order, a Bill, *For preventing and repelling the hostile Incurfions of the Indians at Enmity with the Inhabitants of this Colony*, and the fame was read the firft Time, and ordered to be read a fecond Time.

Ordered, That the Call of the Houfe, be put off till To-morrow.

The Order of the Day being read,

The Houfe again refolved itfelf into a Committee, to take into their further Confideration the Bill, *For raifing the Sum of £. 40,000 for the Protection of His Majesty's Subjects in the Frontiers of this Colony*, and after fome Time fpent therein, M^r Speaker refumed the Chair, and M^r Charles Carter reported, That the Committee had had the faid Bill under their further Confideration, and had made feveral other Amendments thereto, which they had directed him to report to the Houfe, and he read the fame in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the Houfe, with fome Amendments.

Ordered, That the Bill with the Amendments, as amended, be ingroffed, and read a third Time.

The Order of the Day being read, for the Houfe to refolve itfelf into a Committee, to take into their further Confideration the Bill, for amending an Act, intituled, *An Act for making Provision againft Invaſions and Infurrections*.

Resolved, That this Houfe will again refolve itfelf into a Committee, upon the faid Bill To-morrow.

Upon a Motion made,

A Bill *For preventing and repelling the hostile Incurfions of the Indians at Enmity with the Inhabitants of this Colony*, was read a fecond Time.

Ordered, That the faid Bill be ingroffed, and read a third Time.

M^r Charles Carter reported, That the joint Committee appointed by the Council and this Houfe, had according to Order, prepared an Addrefs to His Majesty, which was left with the Members on the Part of the Council, to be by them carried to the Council for their Concurrence.

And then the Houfe adjourned till To-morrow Morning Nine o'Clock.



Tuesday, August 19th, 1755.

MESSAGE from the Council, by M^r Walthoe;

That they have agreed to the Addrefs to His Majesty;

Alfo to the Bill, intituled, *An Act for regulating the Price of Indian Corn in the present Scarcity*, with an Amendment, to which they defire the Concurrence of this Houfe.

The Houfe immediately proceeded to the Confideration of the Amendment, propofed by the Council to the faid Bill, and the fame being read, was difagreed to by the Houfe.

Ordered, That M^r Pendleton do go up with a Meſſage to the Council, and acquaint them, That this Houfe cannot agree to the Amendment, by them propofed to the faid Bill.

The

The House then proceeded to the Consideration of the Address to His Majesty, and ¹⁸ the same being read, was agreed to, with some Amendments.

Ordered, That Mr Attorney do go up with a Message to the Council, and acquaint them, that this House have agreed to the Address to His Majesty with some Amendments, to which they desire their Concurrence.

An ingrossed Bill, intituled, *An Act for preventing and repelling the hostile Incurfions of the Indians, at Enmity with the Inhabitants of this Colony*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Charles Carter do carry the said Bill to the Council, for their Concurrence.

An ingrossed Bill, intituled, *An Act for raising the Sum of £. 40,000 for the Protection of His Majesty's Subjects in the Frontiers of this Colony*, was read a third Time, and the Blanks therein filled up.

Upon a Motion a made,

An ingrossed Clause was added to the Bill as a Rider, and thereupon,

Resolved, That the Bill do pass.

Ordered, That Mr Attorney do carry the said Bill to the Council, for their Concurrence.

A Message from the Council, by Mr Walthoe,

That they insist on the Amendment, by them proposed, and disagreed to by this House, to the Bill intituled, *An Act for regulating the Price of Indian Corn in the present Scarcity*, and desire that this House will recede from their Disagreement to the said Amendment.

And that they have agreed to the Bill, intituled, *An Act for the better Regulation and training of the Militia*, with some Amendments, to which they desire the Concurrence of this House.

A Message from the Council, by Mr Walthoe,

That they have agreed to Two, and disagreed to the other Amendments, proposed by this House, to the Address to His Majesty, and desire that this House will pass the said Address, with the Amendments as agreed to.

And that they have agreed to the Bill, intituled, *An Act for preventing and repelling the hostile Incurfions of the Indians, at Enmity with the Inhabitants of this Colony*, without any Amendment.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For prolonging the Time appointed, for drawing the public Lottery*, and it is referred to Mr Charles Carter, to prepare and bring in the same.

The House proceeded to the Consideration of the Amendments, by them proposed, and disagreed to, by the Council, to the Address to His Majesty, and the same being read,

Resolved, That this House do recede from the said Amendments.

Ordered, That Mr Attorney do go up with a Message to the Council, and inform ¹⁹ them thereof.

The House also proceeded to the Consideration of the Amendments proposed by the Council, to the Bill intituled, *An Act for the better Regulation and training of the Militia*, and the same being read, some of them were agreed to, and the others disagreed to by the House.

Ordered, That Mr Charles Carter do go up with a Message to the Council, and acquaint them, That this House have agreed to some, and disagreed to the other Amendments, by them proposed to the said Bill, and desire they will pass the Bill with the Amendments agreed to.

Ordered, That the Call of the House be put off till To-morrow.

The

The Order of the Day being read, for the House to resolve itself into a Committee, to take into their further Consideration, the Bill for amending an Act, intituled, *An Act for making Provision against Invasions and Insurrections.*

Resolved, That this House will again resolve itself into a Committee, upon the said Bill To-morrow.

And then the House adjourned till To-morrow Morning Nine o'Clock.



Wednesday, August 20th, 1755.

M R. Charles Carter, presented to the House, according to Order, a Bill, *For prolonging the Time appointed for drawing the public Lottery*, and the same was read the first Time, and ordered to be read a second Time.

The House proceeded to the Consideration of the Amendment insisted on by the Council, and disagreed to by the House, to the Bill, intituled, *An Act for regulating the Price of Indian Corn in the present Scarcity*, and the same was read, and agreed to.

Ordered, That M^r Pendleton do go up with a Message to the Council, and acquaint them, That this House do recede from their Disagreement, to the said Amendment.

An ingrossed Bill, intituled, *An Act for paying the Burgeffes Wages for this present Session of Assembly*, was read the third Time, and the Blanks there in filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Charles Carter do carry up the said Bill to the Council, for their Concurrence.

A Bill *For appointing an Agent*, was read a second Time, and committed to M^r Carter Burwell, M^r Pendleton, M^r Landon Carter, M^r Attorney, and M^r Charles Carter.

The Order of the Day being read,

20 The House again resolved itself into a Committee, to take into their further Consideration the Bill for amending an Act, intituled, *An Act for making Provision against Invasions and Insurrections*, and after some Time spent therein, M^r Charles Carter reported That the Committee had had the said Bill under their further Consideration, and gone thro' the same, and made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House, with some Amendments.

Ordered, That the said Bill, with the Amendments as amended, be ingrossed, and read a third Time.

And then the House adjourned till To-morrow Morning Nine o'Clock.



Thursday, August 21st, 1755.

A MESSAGE from the Council by M^r Walthoe:

That they have agreed to the Bill, intituled, *An Act for raising the Sum of £. 40,000 for the Protection of His Majesty's Subjects in the Frontiers of this Colony*;

Also to the Bill, intituled, *An Act for paying the Burgeffes Wages, for this present Session of Assembly.*

And that they have receded from some, and insist on the other Amendments, by them proposed, and disagreed to by this House, to the Bill, intituled, *An Act for the better Regulation and training of the Militia.*

The

The Houfe immediately proceeded to the Confideration of the Amendments infifted on by the Council, and difagreed to by this Houfe, to the faid Bill, and the fame being read, the Houfe receded from their Difagreement to one, and infifted on their Difagreement to the others of the faid Amendments.

Ordered, That Mr *Charles Carter* do go up with a Meffage to the Council, and acquaint them, That this Houfe do recede from their Difagreement to one, and infift on their Difagreement to the reft of the faid Amendments.

An ingroffed Bill intituled, an Act for amending an Act, intituled, *An Act for making Provision againft Invaſions and Infurrections*, was read the third Time, and the Blanks therein filled up;

Resolved, That the Bill do paſs.

Ordered, That Mr *Charles Carter* do carry the faid Bill to the Council, for their Concurrence.

A Meffage from the Council by Mr *Walthoe*,

That the Council do deſire an immediate Conference with this Houfe, upon the ſubject Matter of the Amendments, by the Council propoſed, and difagreed to by this Houfe, to the Bill, intituled, *An Act for the better Regulation and training of the Militia*; and that they have appointed Three of their Members, to meet ſuch Members, as ſhall be appointed by this Houfe.

Resolved, That this Houfe doth agree to the faid Conference.

Ordered, That Mr *Charles Carter*, Mr *Landon Carter*, Mr *Bland*, Mr *Lomax*, Mr *Carter* 21
Burwell, and Mr *Dudley Digges*, be appointed to manage the ſame.

Ordered, That Mr *Charles Carter* do go up with a Meffage to the Council, and acquaint them, That this Houfe have agreed to the faid Conference, and have appointed fix of their Members, to meet the Members appointed by the Council.

A Meffage from the Council, by Mr *Walthoe*,

That the Members appointed by the Council, are now ready to meet thoſe appointed by this Houfe, in the Conference Chamber.

And the Managers for the Houfe withdrew.

Mr *Charles Carter* from the faid Conference, reported, That they had met the Managers appointed by the Council in the Conference Chamber, who had delivered to them the Reaſons of the Council, in Support of the Amendments, by them propoſed, and difagreed to by this Houfe, to the Bill, intituled, *An Act for the better Regulation and training of the Militia*; and had alſo delivered the faid Bill to them: And he read the ſame in his Place, and then delivered them in at the Table, where they were again twice read.

Ordered, That the Managers appointed by this Houfe, do draw up Reaſons in Anfwer to the Reaſons of the Council, in Support of the Amendments, by them propoſed, to the faid Bill.

A Meffage from the Council, by Mr *Walthoe*,

That they have agreed to the Bill, intituled, an Act for amending an Act, intituled, *An Act for making Provision againſt Invaſions and Infurrections*, without any Amendment.

And then the Houfe adjourned till To-morrow Morning Nine o'Clock.



Friday, Auguſt 22d, 1755.



R. *Charles Carter* reported, That the Managers appointed by the Houfe, had according to order prepared and drawn up Reaſons in Anfwer to thoſe of the Council, in Support of the Amendments by them propoſed and difagreed to by this Houfe, to the Bill, intituled, *An Act for the better Regulation and training of the Militia*, and he read the ſame in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the Houfe, with ſome Amendments.

Ordered,

Ordered, That an immediate Conference be desired with the Council, upon the subject Matter of the last Conference.

Ordered, That the Persons appointed Managers in the former Conference, be appointed Managers in this.

Ordered, That a Message be sent to the Council to acquaint them, That this House do desire an immediate Conference with them, on the subject Matter of the last Conference, and that the Members appointed Managers for the House in the former Conference, are appointed Managers in this, to meet such Members as shall be appointed by the Council; and that Mr *Charles Carter* do go up with the said Message.

Mr *Landon Carter* from the Committee to whom the Bill, *For appointing an Agent* was committed, reported, That the Committee had made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed, and read a third Time.

A Message from the Council, by Mr *Walthoe*,

That the Council do agree to the Conference desired by this House, upon the subject Matter of the last Conference, and have appointed three of their Members Managers, to meet the Members appointed by this House immediately in the Conference Chamber.

Ordered, That the Managers for this House do at the said Conference, deliver to the Managers for the Council, the Reasons agreed to by this House, in Answer to those sent by the Council in Support of the Amendments by them proposed, and disagreed to by this House, to the Bill, intituled, *An Act for the better Regulation and training of the Militia*, and the Managers withdrew accordingly.

A Bill *For prolonging the Time appointed for drawing the public Lottery*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

Upon a Motion made,

Resolved, That the several Sums following be paid to the several Officers of the General Assembly, respectively;

To Mr <i>John Randolph</i> , Clerk of the House of Burgeffes, ...	£. 90
To Mr <i>Walthoe</i> , Clerk of the General Assembly, ...	40
To the Reverend Mr <i>Stith</i> , Chaplain, ...	20
To Mr <i>Eppes</i> , Serjeant at Arms, ...	30
To the Door-keeper of the Council, ...	6
To <i>William Francis</i> ,	6
To <i>Thomas Broadrib</i> ,	6
To <i>Andrew Lindsay</i> ,	6
To <i>James Lavie</i> ,	6
} Door-keepers to the House,	
To Mr <i>John Palmer</i> , for his Service, ...	10

Ordered, That Mr *Landon Carter* do carry the said Resolve to the Council, for their Concurrence.

An ingrossed Bill intituled, *An Act for prolonging the Time appointed for drawing the public Lottery*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Charles Carter* do carry the said Bill to the Council, for their Concurrence.

Ordered, That a Committee be appointed to examine the inrolled Bills of the following Persons, viz. Mr *Bland*, Mr *Pendleton*, Mr *Johnson*, Mr Attorney, and Mr *Henry Robinson*.

A Message from the Council, by Mr *Walthoe*,

That they have agreed to the Resolve for paying the several Officers of the General Assembly, the respective Sums of Money therein mentioned.

And

And that they have receded from the Amendments by them propofed, and difagreed to by this Houfe to the Bill, intituled, *An Act for the better Regulation and training of the Militia.*

An ingroffed Bill, intituled, *An Act for appointing an Agent*, was read the third Time, and the Blanks therein filled up; and the queftion being put, that the Bill do pafs,
It paffed in the Negative.

Resolved, That the Bill be rejected.

A Meffage from the Council by Mr *Walthoe*,

That they have agreed to the Bill, intituled, *An Act for prolonging the Time appointed for drawing the public Lottery*, without any Amendment.

A Meffage from the Council, by Mr *Walthoe*,

That the Council have figned the Addrefs to His Majefty, and fent it back to be figned by the Speaker of this Houfe.

And then the Houfe adjourn'd 'til To-morrow Morning Nine o'Clock.

Saturday, August 23d, 1755.



R. *Pendleton* reported, That the Committee appointed had according to Order, examined the inrolled Bills, and rectified fuch Miftakes as were found therein, and that they were truly inrolled.

Ordered, That Mr *Pendleton* do carry the inrolled Bills to the Council, for their Infpection.

A Meffage from the Council, by Mr *Walthoe*,

That they have infpected the inrolled Bills, and are fatisfied they are truly inrolled.

A Meffage from the Governor, by Mr *Walthoe*;

Mr Speaker,

"The Govenor commands the immediate Attendance of this Houfe in the Council Chamber, and that you bring with you fuch Bills as are ready for his Affent.

Mr Speaker with the Houfe went up accordingly, and the Governor was pleafed to give his Affent to the following Bills, *viz.*

1. *An Act for raifing the Sum of Forty Thousand Pound, for the Protection of His Majefty's Subjects on the Frontiers of this Colony.*
2. *An Act for the better Regulation and training of the Militia.*
3. *An Act for amending an Act, intituled, An Act for making Provision againft Inva-fions and Infurrections.*
4. *An Act for preventing and repelling the hostile Incurfions of the Indians, at Enmity with the Inhabitants of this Colony.*
5. *An Act to recover His Majefty's Quit-Rents, collected by the Sheriffs, in a fummery Way.*
6. *An Act to regulate the Price of Indian Corn, in the prefent Scarcity.*
7. *An Act for prolonging the Time appointed for drawing the public Lottery.*
8. *An Act for paying the Burgeffes Wages for this prefent Seflion of Affembly.*

His Honor likewise gave his Affent to the following Refolves of the Houfe of Burgeffes, which the Council had agreed to, *viz.*

For allowing *William Hunter* Printer, the Sum of £. 300 *per Annum*, from the End of this prefent Seflion. to the next Seflion of Affembly, for his Salary, as a full Recompence for printing and delivering Infpectors Notes, and Books, printing Proclamations, and other Acts of Government, and all other public Services.

For allowing Mrs *Rebecca Polfon*, Widow of Captain *Polfon*, who was killed in the late Engagement on the *Monongehela*, the Sum of £. 26 *per Annum*, during her Widowhood.

And for paying the feveral Sums following to the feveral Officers of the General Affembly, *viz.*

To Mr <i>John Randolph</i> , Clerk of the House of Burgeffes, ...	£. 90
To Mr <i>Walthoe</i> , Clerk of the General Assembly, ...	40
To the Reverend Mr <i>Stith</i> , Chaplain, ...	20
To Mr <i>Eppes</i> , Serjeant at Arms, ...	30
To the Door-keeper of the Council, ...	6
To <i>William Francis</i> ,	6
To <i>Thomas Broadrib</i> ,	6
To <i>Andrew Lindfay</i> ,	6
To <i>James Lavie</i> ,	6
} Door-keepers to the House,	
To Mr <i>John Palmer</i> , for his Service, ...	10
And then his Honor was pleased to make the following SPEECH.	

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

IT was with great Satisfaction that I observed your Unanimity in granting Supplies at this Time, for supporting this just and necessary Expedition, in order to defeat the inhuman Designs of our inveterate Enemies; for which, I desire to return you my sincere Thanks.

It gives me a sensible Pleasure, to hear of the martial Spirit diffused among all Ranks of People in this Dominion: I entreat, Gentlemen, when you go to the different Counties, that you will encourage this Spirit amongst them; that they may be raised to a just Repentment of the injurious and cruel Murders committed amongst our Fellow-Subjects; and that you will endeavor to have them properly accoutred with Arms and Ammunition; and that they may continue with fixed Resolution, till we drive the unjust Invaders, and their barbarous Adherents from our Borders, that with the Blessing of God we may have Peace and Tranquility restored.

I wish you an agreeable recess, and I think proper to prorogue you to the Third *Thursday* in *October* next, and you are accordingly prorogued to that Time.

THE
JOURNAL
OF THE
HOUSE
OF
BURGESSES,
MDCCLV.

Being The Eighth SESSION of this Present
GENERAL ASSEMBLY.



WILLIAMSBURG:
Printed by WILLIAM HUNTER. 1755.

THE
JOURNAL

OF THE
HOUSE OF BURGESSES.

Monday, October 27th, 1755.



MESSAGE from the Governor was delivered by M^r Walthoe;

M^r Speaker, and Gentlemen of the House of Burgeffes,

"The Governor commands the immediate Attendance of your Houfe in the Council-Chamber:"

Accordingly M^r Speaker, with the Houfe went up to attend the Governor; And being returned, reported, That he with the Houfe had attended the Governor in the Council-Chamber, and that the Governor was pleased to make a Speech to the Council and this Houfe, of which he had, to prevent Miftakes, obtained a Copy, which he read to the Houfe, and afterwards delivered in at the Table, where it was again read, and is as follows,

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

I SHOULD gladly have fpared you the Trouble of meeting at this Seafon, after fo many Fatigues in your Country's Service, and fo fhort a Recefs, but the Urgency of our Affairs, made a Seffion unavoidable.

The great Terror of our back Inhabitants, arifing, partly from the horrid Barbarities of our brutal Enemies, and partly from the Misbehaviour of many among our own People, has almoft made the Frontier Settlements defolate, and will probably extend the evil very faft, unlefs timely prevented by your Interpofition.

² *Gentlemen of the House of Burgeffes,*

Laft Affembly you were pleased to vote Forty Thoufand Pounds for the Protection of our Country, and conducting the neceffary Expedition; in Confequence thereof, I have granted Commiffions, and ordered the raifing a Thoufand Men, to be incorporated into a Regiment under the Command of Colonel *George Washington*: You then enacted two Acts, the one a Militia Law, the other againft Invaſions, &c. but thefe Laws are very deficient for conducting the Forces in the Pay of the Country, in a proper Manner. I therefore recommend to you, to put the Forces now raifed, under the Military Law, as the Troops in His Majeſty's immediate Pay are ſubjected to: Without this, the money you have voted, and the Intention propoſed, by raifing thefe Forces, will prove abortive, unlefs the commanding Officer be enabled to keep them under ſtrict Diſcipline, and in a proper Submiſſion to their Officers; I therefore intreat that you will form ſuch a Law as will anſwer the Deſign of raifing the Forces.

I think it necessary to acquaint you, that repeated Complaints have been made me, of the great Obstructions given to the Service, by many of the Magistrates and other civil Officers, some of whom have even given Protection to those who have shamefully deserted with their Arms and Cloathing; and others, with an unparalled and most criminal Undutifulness to their Country, have discouraged, and prevented the enlisting Men, tho' to protect themselves: I therefore recommend to you to make an Act that may effectually deter such unworthy and corrupt Members of the Society, from doing further Injury to the public Welfare, and may encourage the detecting and taking up of Deserters; without such a law I conceive, the Money voted, and my Endeavours in raising Men, will prove ineffectual.

Gentlemen,

I also observed the Reward given by the Act "For preventing and repelling the "hostile Incursions of *Indians* at Enmity with the Inhabitants of this Colony, and giving an "Encouragement of Ten Pounds for the Scalps of *Indian* Enemies," is confined to our own People; I am of Opinion if this Act was enlarged and extended, by giving our friendly *Indians* some proper Encouragement to scalp our Enemies, it would be of great Service, for if you please to observe, our Enemies, the *French*, give an Encouragement to their *Indians* for scalping our Fellow-Subjects, I therefore desire you will take this into your mature Consideration.

Gentlemen,

I am also to acquaint you, That I have received a Letter from General *Shirley*, dated the Ninth Day of *September* last; in which he proposes a Meeting of Commissioners from all the Colonies, as far to the *Southward* as this Colony, to meet at *New York* next Month, to consult on the most proper Measures to be taken for the General Interest of the Common Cause, next Spring. As I conceive this may be attended with essential good Service, I therefore most heartily recommend the same to you; and that you may the better know that Gentleman's View in appointing the above Congress, I shall cause his Letter to me to be laid before you; these Commissioners, if appointed, may be restrained by proper Instructions, formed and given them by a Committee of the two Houses.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeesses,

As there are but few Matters recommended to your Consideration, I hope you will dispatch them with Expedition, so as to make a short Session.

A Message from the Governor by Mr *Walthoe*;

Mr *Speaker*,

"The Governor has commanded me to lay before your House, Major General *Shirley's* Letter to his Honor of the 9th of *September* last, mentioned in his Speech, and the same was read.

Ordered, That the said Letter do lie on the Table.

Resolved, That an humble Address be made to the Governor, to return his Honor the Thanks of this House for his kind Speech, and to assure him that we will readily pursue every Measure which shall be conducive to the public Welfare, and give all possible Dispatch to the Business of this Session.

Ordered, That a Committee be appointed to draw up an Address to the Governor, pursuant to the said Resolution; and it is referred to Mr Attorney and Mr *Bland* to prepare and bring in the same.

Resolved, That this House will take the Governor's Speech, into Consideration, To-morrow.

Ordered, That the Reverend Mr *Richard Graham* be appointed Chaplain to this House, and that he attend to read Prayers every Morning at Nine o'Clock.

Ordered, That the several Door-Keepers be continued in their respective Offices, and that they give their Attendance accordingly.

And then the House adjourned till To-morrow Morning Ten o'Clock.

Tuesday,

Tuesday, October 28th, 1755.

THE Order of the Day being read, for the House to take into their Consideration the Governor's Speech.

Resolved, That this House will resolve itself into a Committee upon the said Speech.

Ordered, That Major General *Shirley's* Letter to his Honor the Governor, Yesterday laid before the House, and ordered to lie on the Table, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee, to take the Governor's Speech into Consideration, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Attorney-General reported, That the Committee had had the Governor's Speech under their Consideration, and gone thro' the same, and had come to several Resolutions thereupon, which they had directed him to report to the House, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, with an Amendment, as follows,

Resolved, That the Act, intituled, *An Act for amending An Act, intituled, An Act for making Provision against Invasions and Insurrections*, be amended.

Resolved, That the Act For preventing and repelling the hostile Incurfions of Indians at Enmity with the Inhabitants of this Colony, be amended.

Resolved, That the fending Commiffioners at this Time to *New-York*, can answer no good Purpose, as we have already raised as many Men as this Country is able to support.

Ordered, That a Bill or Bills be brought in pursuant to the two first Resolutions, and it is referred to Mr Attorney, Mr *Bland*, Mr *Riddick*, Mr *Martin*, and Mr *Benjamin Harri-fon*, to prepare and bring in the same.

Ordered, That Mr Attorney-General do wait on his Honor the Governor with the last Resolution.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *To enable the Inhabitants of this Colony to discharge the Officers Fees in Money, for this present Year*; and it is referred to Mr *Bland* and Mr *Riddick*, to prepare and bring in the same.

Ordered, That an Address be made to the Governor to order a new Writ to issue for the electing a Burgess to serve in this present General Assembly for the County of *Lancaster*, in the Room of Mr *James Ball*, who since his Election hath accepted the Office of Sheriff of the said County.

Ordered, That an Address be made to the Governor to order a new Writ to issue for the electing a Burgess to serve in this present General Assembly, for the County of *Southampton*, in the Room of Mr *Etheldred Taylor*, deceased.

And then the House adjourned till Torrow Morning Ten o'Clock.

Wednesday, October 29th, 1755.

R. Attorney presented to the House, according to Order, a Bill *To amend An Act, intituled, An Act to amend an Act intituled, An Act for making Provision, against Invasions and Insurrections*, and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

A Bill, to amend *An Act, intituled, An Act, to amend An Act, intituled An Act, for making Provision against Invasions and Insurrections*; was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

And

And then the House resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Attorney reported, That the Committee had had the said Bill under their Consideration, but not having 5 Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

Mr Attorney reported, That the Committee appointed, had, according to Order, prepared an Address to the Governor, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to, and is as follows,

SIR,

WE His Majesty's most dutiful and loyal Subjects the Burgeesses of *Virginia*, now met in General Assembly, return your Honor our sincere Thanks for your Speech at the Opening of this Session.

As we are again called upon to provide for the Security and Preservation of our Country, against the barbarous Depredations of the *French*, permit us, Sir, to renew our Assurances that we will continue to exert ourselves in the Cause of Religion and Liberty, with the same Vigor and Resolution that have always influenced our Conduct, and will pursue the most effectual Measures for repelling from our Frontiers, an Enemy whose Ambition nothing can satisfy, and who have always despised the Obligations of the most sacred Treaties.

Give us Leave further to assure your Honor that we will proceed in our Consultations with all possible Dispatch.

Ordered, That the said Address be fairly transcribed, and presented by the whole House.

Ordered, That the Committee who prepared the same, wait on the Governor, to know his Pleasure when this House shall attend his Honor to present it.

Mr Bland presented to the House, according to Order, a Bill *To enable the Inhabitants of this Colony to discharge the Officers Fees in Money for this present Year*, and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

A Bill, *To enable the Inhabitants of this Colony to discharge the Officers Fees in Money for this present Year*, was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

And then the House resolved itself into a Committee, upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Attorney reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

Ordered, That an Address be made to the Governor to order a new Writ to issue for the electing a Burgess to serve in this present General Assembly for the County of *Princes-Anne*, in the Room of Mr *Edward Hacke Mosely*, who since his Election hath accepted the Office of Surveyor and Searcher of *Elizabeth* and *Nansemond* Rivers, and that Mr *Waller* do wait on him with the said Address.

Ordered, That an Address be made to the Governor to order a new Writ to issue 6 for the Electing a Burgess to serve in this present General Assembly, for the County of *Norfolk*, in the Room of Mr *Robert Tucker*, who since his Election hath accepted of the Office of Sheriff of the said County, and that Mr *Waller* do wait on him with the said Address.

And then the House adjourned till To-morrow Morning Ten o'Clock.

Thursday,

Thursday, October 30th, 1755.



R. Attorney reported that the Committee appointed had, according to order, waited on his Honor the Governor, to know his Pleasure when this House should attend him with their Address, and that he was pleased to appoint this Day and to say, that he would signify by a Message when he was ready to receive it.

A Message from the Governor by Mr *Walthoe*;

Mr *Speaker*,

"I am commanded by the Governor to acquaint this House, that his Honor is now ready to receive their Address in the Council-Chamber."

Mr Speaker with the House went up, and being returned, reported, that he with the House had attended the Governor in the Council-Chamber, and had presented the Address of this House to him;

To which his Honor was pleased to return the following
ANSWER;

Mr *Speaker*, and Gentlemen of the House of Burgeffes, .

I Heartily thank you for this your Address.

What I recommended to you in my speech, was most seriously considered and I am convinced, absolutely necessary for the conducting our Forces, and the Preservation and Defence of our Country, from the cruel Insults of our barbarous Enemies.

I am persuaded, if you think as I do, you will, with Chearfulness and Dispatch, provide proper Laws for the Defence of our religious and civil Rights.

The Order of the Day being read.

The House again resolved itself into a Committee, to take into their further Consideration The Bill, *To amend an Act, intituled an Act, for amending an Act, intituled an Act, for making Provision against Invasions and Insurrections*, And after some Time spent therein, Mr Speaker resumed the Chair, and Mr Attorney reported, That the Committee had had the said Bill under their further Consideration, and gone thro' the same, and had made several Amendments thereto, which they had directed him to report to the House; and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House, with some Amendments.

7 Ordered, That the Bill with the Amendments, as amended, be ingrossed, and read a third Time.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For discontinuing some of the public Warehouses for the Inspection of Tobacco*, and it is referred to Mr *Bland*, and Mr *Carter Burwell*, to prepare and bring in the same.

A Petition of *George Ker*, Merchant, setting forth, that in September last, the public Warehouses on the lower Side of *Coan River*, in *Northumberland County*, in which the Petitioner had 30 Hogheads of Tobacco were accidentally destroyed by Fire; that some Time in this present Month, the public Warehouses at *Pitt's Landing*, on *Pocomoke*, in the County of *Accomack*, in which the Petitioner had 14 Hogheads of Tobacco, were also burnt down, and praying the Consideration of this House, was presented to the House and received.

Ordered, That the said Petition do lie on the Table.

Mr Attorney presented to the House according to Order, a Bill, *To amend an Act, intituled An Act, for preventing and repelling the hostile Incursions of the Indians, at Enmity with the Inhabitants of this Colony*, and the same was read the first Time, and ordered to be read a second Time.

The Order of the Day being read,

The House again resolved itself into a Committee, to take into their further Consideration, the Bill, *To enable the Inhabitants of this Colony, to pay their Tobacco Debts*

in Money, for this present Year, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Attorney reported, That the Committee had had the said Bill under their further Consideration, and gone thro' the same, and had made several Amendments thereto, which they had directed him to report to the House; and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House, with some Amendments.

Ordered, That the Bill, with the Amendments, as amended, be engrossed, and read a third Time.

Mr Bland presented to the House, according to Order, a Bill, *For discontinuing some of the public Warehouses for the Inspection of Tobacco*, and the same was read the first Time, and ordered to be read a second Time.

And then the House adjourned till To-morrow Morning Ten o'Clock.



Friday, October 31st, 1755.

AN engrossed Bill intituled, *An Act, to amend An Act, intituled an Act, for amending an Act, intituled an Act, for making Provision against Invasions and Insurrections*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Attorney do carry the said Bill to the Council for their Concurrence. 8

An engrossed Bill, intituled, *An Act, to enable the Inhabitants of this Colony to discharge their Tobacco Debts in Money, for this present Year*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Bland do carry the said Bill to the Council for their Concurrence.

A Bill, *to amend An Act, intituled an Act, for preventing and repelling the hostile Incursions of the Indians, at Enmity with the Inhabitants of this Colony*, was read a second Time, and ordered to be committed to a Committee of the whole House, immediately.

And then the House resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Attorney reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

A Bill, *For discontinuing some of the public Warehouses for the Inspection of Tobacco*, was read the second Time, and ordered to be committed to a Committee of the whole House, immediately.

And then the House resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Attorney reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, upon the said Bill To-morrow.

A Petition of *Thomas Walker*, One of the Commissaries of Provisions and Stores, for the *Virginia* Regiment, setting forth, That he entered into the Service of his Country, with no other View but the Service thereof, as the Smallness of the Reward proposed is not sufficient to make Satisfaction for the many Losses and Expences he has sustained and been at, in lying out of a very considerable Sum of Money, great Part of which is due on open Accounts, and many of his Debtors removed, some dead, and others ruined, besides the Loss of Horses, Cloaths, &c. and the Expence of supporting Persons who had Business at Fort Cumberland during the Petitioners Stay there. That the Petitioners

Loss

Lofs and Expences in the Service amounts to £. 170 1 s. and praying that this House will order the said Sum to be paid him, as he has executed his Office faithfully, and undergone many Hardships without the Hopes of any extraordinary Reward, was presented to the House and received.

Ordered, That the said Petition be referred to M^r Martin, M^r Johnson, M^r Randolph, M^r John Page, M^r Waller, M^r William Digges, M^r Dudley Digges, M^r Power, and M^r Norton: That they do examine into the Matter thereof, and report the same with their Opinion thereupon to the House.

- 9 A Petition of *Charles Dick*, Merchant, on Behalf of himself and Company, setting forth, That the Petitioners have been at a very great Expence in building Houses, buying Vessels, and other incident Charges, for making Pot and Pearl Ash in *Fredericksburg*, which if duly encouraged, would prove advantageous to the Country. That the Petitioners have experienced that Tobacco Ashes may be manufactured with less Charge than Wood, which is almost the only other Article this Country affords for that Purpose, if they could procure a sufficient Quantity. That to make the Collection of them at the different Inspections of this Country on easy Terms, the Petitioners would undertake to build Houses at each Inspection with a Pipe, to consume the condemned Tobacco in the same Manner as it is consumed at the Custom-Houses in *Great Britain*; by which all Risk and Danger of burning the public Warehouses by the careless Method generally practiced would be prevented, if the Petitioners were enabled by this House so to do, and to employ a proper Person for that Purpose. And praying, That as their Undertaking is of general Benefit to the Colony, they may be permitted so to do, was presented to the House and read, and the Question being put, that the said Petition be referred to a Committee.

It passed in the Negative.

Resolved, That the said Petition be rejected.

And then the House adjourned till To-morrow Morning Ten o'Clock.



Saturday, November 1st, 1755.



Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

A Petition of the Chief Men of the *Nottoway Indians*, setting forth, That they are possessed of about 15000 Acres of Land, which is more than they are able to cultivate, and praying, that an Act may pass to enable them to sell all that Part of the said Land that lies to the Westward of the *Bridge Branch*, and *Thomas's Branch* to their Westward Boundary, to pay their Debts and Support their Families, was presented to the House and received.

Ordered, That a Bill be brought in pursuant to the Prayer of the said Petition, and it is referred to M^r Gray to prepare and bring in the same.

The Order of the Day being read,

- The House again resolved itself into a Committee upon the Bill, *For discontinuing some of the public Warehouses for the Inspection of Tobacco*, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r Charles Carter reported, that the Committee had had the said Bill under their further Consideration, and gone thro' the same, 10 and had made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed, and read a third Time.

The Order of the Day being read,

The

The House again resolved itself into a Committee, upon the Bill, *To amend an Act, intituled an Act, for preventing and repelling the hostile Incurfions of the Indians at Enmity with the Inhabitants of this Colony*, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r Charles Carter reported, That the Committee had had the said Bill under their further Consideration, and gone thro' the same, and had made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House, with some Amendments.

Ordered, That the Bill with the Amendments, as amended, be engrossed, and read a third Time.

A Petition of *Thomas Penman*, Keeper of the public Goal, setting forth, That this House did at the last Session of this Assembly, continue the Method of paying his Salary and Allowance for maintaining the Prisoners from that Session to the next, and praying that the same may be still continued, was presented to the House and read.

Resolved, That the Additional Sum of 15 £. be paid to the said *Thomas Penman* every Year, over and above his usual Salary of 25 £.

Resolved, That Ten Pounds of Tobacco *per* Day, be allowed to the said *Thomas Penman* for every Criminal committed to the said Goal, during such Criminals Imprisonment, from this Time to the End of the next Session of Assembly.

Ordered, That there be a call of the House on *Monday* next.

And then the House adjourned till *Monday* Morning Ten oClock.



Monday, November 3d, 1755.

R. Gray presented to the House according to Order, a Bill, *To enable the Nottoway Indians to sell certain Lands, and for other Purposes therein mentioned*, and the same was read the first Time, and ordered to be read a second Time.

An ingrossed Bill intituled, *An Act for settling the Rents of the public Warehouses and Inspectors Salaries for this present Year*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Bland do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act, to amend an Act, intituled An Act, for preventing and repelling the hostile Incurfions of the Indians at Enmity with the Inhabitants of this Colony*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Attorney do carry the said Bill to the Council for their Concurrence.

A Message from the Council by M^r Walthoe.

That they have agreed to the Bill, intituled, *An Act, to enable the Inhabitants of this Colony to discharge their Tobacco Debts in Money for this present Year*, without any Amendment.

And that they have agreed to the Bill, intituled, *An Act, to amend an Act, intituled An Act, for amending an Act, intituled An Act, for making Provision against Invasions and Insurrections*, with some Amendments, to which they desire the Concurrence of this House.

The House immediately proceeded to the Consideration of the said Amendments, and the same being read, were disagreed to by the House.

Ordered, That M^r Attorney go up with a Message to the Council, and acquaint them that this House cannot agree to the Amendments by them proposed to the said Bill, and desire that they will pass the Bill without the said Amendments.

Upon a Motion made,

A Bill, *To enable the Nottoway Indians to sell certain Lands, and for other Purposes therein mentioned*, was read a second Time, and the Question being put, that the said Bill be ingrossed and read a third Time,

It passed in the Negative.

Resolved, That the said Bill be rejected.

A Petition of *William Hunter*, Printer, praying, That his Salary as Printer to this House, which will expire at the End of his Session of Assembly, may be continued, was presented to the House and read.

Resolved, That the Sum of 300 £. *per Annum* be allowed to *William Hunter*, Printer, from the End of the present Session to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations and other Acts of Government, and all other public Services.

Ordered, That the said Resolve be ingrossed, and that Mr *Wythe* do carry it to the Council for their Concurrence.

A Message from the Council by Mr *Waltheof*.

That they have agreed to the Bill, intituled, *An Act for settling the Rents of the public Warehouses and Inspectors Salaries for this present Year*.

Also to the Bill, intituled, *An Act, to amend an Act, intituled An Act for preventing and repelling the hostile Incurfions of the Indians, at Enmity with the Inhabitants of this Colony*, without any Amendments.

And that they have receded from One and insisted on the other Amendments by them proposed, and disagreed to by this House, to the Bill, intituled, *An Act, to amend an Act, intituled An Act for amending an Act intituled An Act for making Provision against Invasions and Insurrections*, and desire this House will recede from their said Disagreements.

The House immediately proceeded to the Consideration of the Amendments insisted on by the Council to the said Bill, and the same being read, the House receded from their Disagreement to some, and insisted on their Disagreement to the rest of the said Amendments.

¹² *Ordered*, That Mr Attorney do go up with a Message to the Council and inform them thereof.

Upon a Motion made,

Ordered, That all such Claims and Propositions as were referred from the last to this Session of Assembly, and also all such Claims and Propositions as shall be certified to this Session of Assembly, be referred to the Consideration of the next session of Assembly.

A Message from the Council by Mr *Waltheof*,

That they have receded from the Amendments by them proposed, and disagreed to by this House, to the Bill, intituled, *An Act, for amending an Act intituled An Act, for amending an Act intituled An Act for making Provision against Invasions and Insurrections*.

Upon a Motion made,

Ordered, That the Petition of *George Ker*, Merchant, presented to the House, and ordered to lie on the Table on *Thursday* last, be referred to the Consideration of the next Session of Assembly.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For paying the Burgeffes Wages out of the Treasury for this present Session of Assembly*, and it is referred to Mr *Bland* to prepare and bring in the same.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For the better collecting the Land and Poll-Tax*, and it is referred to Mr *Charles Carter* to prepare and bring in the same.

Ordered, That the Call of the House be put off till To-morrow.

And then the House adjourned till To-morrow Morning Ten o'Clock.

Tuesday,

Tuesday, November 4th, 1755.

U

PON a Motion made,

Ordered, That the Serjeant at Arms do go with the Mace into the General Court and the other Apartments of the Capitol, and summon the Members of the House to attend their Duty, which was done accordingly.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For supplying the Deficiencies of the several Funds for the Protection of this Colony against the Encroachments and Depredations of the French and Indians, and for advancing and securing the public Credit*, and it is referred to M^r Bland, M^r Lomax, M^r Charles Carter, M^r Pendleton, M^r Waller, M^r Ruffin, M^r Power, M^r Martin, M^r Fitzhugh and M^r Attorney to prepare and bring in the same.

M^r Martin reported, That the Persons appointed had, according to Order, examined into the Allegations of the Petition of *Thomas Walker*, to them referred, and had come to a Resolution thereupon, which they had directed him to report to the House, and he read the same in his Place, and then delivered it in at the Table, where it was again read, ¹³ and is as follows,

Resolved, That it appears to us, that the said *Thomas Walker* lost at the late Engagement on the *Monongahela*, Two Horses, a Saddle and Furniture, and fundry wearing Apparel, to the Value of £. 63 15 *s*. which we are humbly of Opinion he ought to be paid for by the Public: But whether he ought to be paid for fundry Articles mentioned in the Account, annexed to this Report, expended by him at Fort *Cumberland*; we humbly submit to the Consideration of this House.

The House immediately proceeded to the Consideration of the former Part of the said Report, and the same being again read,

Resolved, That the said Sum of £. 63 15 *s*. be allowed to the said *Thomas Walker*, pursuant to the said Report.

Ordered, That it be an Instruction to the Committee appointed by an Act of Assembly, intituled, *An Act for raising the Sum of £. 40,000 for the Protection of his Majesty's Subjects in the Frontiers of this Colony*, That they make an Allowance to the said *Thomas Walker*, pursuant to the said Resolution.

Then the House proceeded to the Consideration of the said *Thomas Walker's* Account, annexed to the said Report, and mentioned in the latter Part thereof, and the same being read,

Resolved, That the said Account be rejected.

M^r Charles Carter presented to the House, according to Order, a Bill, *For the better collecting the Land and Poll-Tax*, and the same was read the first Time, and ordered to be read a second Time.

M^r Bland, presented to the House, according to Order, a Bill, *For paying the Burgeffes Wages out of the Treasury, for this Session of Assembly*, and the same was read the first Time, and ordered to be read a second Time.

And then the House adjourned till To-morrow Morning Ten o'Clock.



Wednesday, November 5th, 1755.

A

Bill, *For paying the Burgeffes Wages out of the Treasury, for this Session of Assembly*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

A Bill, *For the better collecting the Land and Poll Tax*, was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

And then the House resolved itself into a Committee upon the said Bill, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r Charles Carter reported,
That

That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

Mr Lomax presented to the House according to Order a Bill, *For supplying the Deficiencies of the several Funds, for the Protection of this Colony, against the Encroachments and Depredations of the French and Indians, and for advancing and securing the public Credit*; and the same was read the first Time, and ordered to be read a second Time.

And then the House adjourned till To-morrow Morning Ten o'Clock.



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Thursday, November 6th, 1755.

Bill, *For supplying the Deficiencies of the several Funds, for the Protection of this Colony, against the Encroachments and Depredations of the French and Indians, and for advancing and securing the public Credit*, was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

And then the House resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, that the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

The Order of the Day being read,

The House again resolved itself into a Committee to take into their further Consideration the Bill, *For the better collecting the Land and Poll Tax*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, that the Committee had had the said Bill under their further Consideration, and gone thro' the same, and had made several Amendments thereto, which they had directed him to report to the House; and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House with an Amendment.

Ordered, That the said Bill, with the Amendment as amended, be ingrossed and read a third Time.

And then the House adjourned till To-morrow Morning Ten o'Clock.



Friday, November 7th, 1755.

Ordered,

HAT Mr Thomas Harrison, have Leave to be absent from the Service of this House, for the Remainder of this Session.

A Message from the Council, by Mr Walthoe;

That they have agreed to the Resolve of this House, for allowing William Hunter, Printer, the Sum of £. 300 *per Annum*, from the End of the present Session to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations and other Acts of Government, and all other public Services.

An ingrossed Bill intituled, *An Act for paying the Burgeesses Wages out of the Treasury, for this Session of Assembly*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered,

Ordered, That M^r Charles Carter do carry the said Bill to the Council, for their Con-¹⁵ currence.

An ingrossed Bill intituled, *An Act for the better collecting the Land and Poll Tax*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Charles Carter do carry the said Bill to the Council, for their Con- currence.

A Petition of *W. Lewin*, setting forth, That he was employed as a Waggoner, in the late Expedition to the *Ohio*, where he had the Misfortune to be wounded in his Arm, and is thereby rendered incapable of maintaining himself, and praying the Relief of this House, was presented to the House and read, and thereupon,

Resolved, That the Sum of £. 8 be allowed to the said *W. Lewin*.

Ordered, That it be an Instruction to the Committee appointed by an Act of Assembly, intituled, *An Act for raising the Sum of £. 40,000, for the Protection of his Majesty's Sub- jects, in the Frontiers of this Colony*, that they make an Allowance to the said *W. Lewin*, pursuant to the said Resolution.

The Order of the Day being read,

The House again resolved itself into a Committee to take into their further Confid- eration the Bill, *For supplying the Deficiencies of the several Funds, for the Protection of this Colony against the Encroachments and Depredations of the French and Indians, and for advancing and securing the public Credit*, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r Charles Carter reported, that the Committee had had the said Bill under their further Consideration, and gone thro' the same, and made several Amendments thereto, which they had directed him to report to the House; and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House with some Amendments.

Ordered, That the Bill with the Amendments, as amended, be ingrossed, and read a third Time.

And then the House adjourned till To-morrow Morning Ten o'Clock.



Saturday, November 8th, 1755.

AN ingrossed Bill intituled, *An Act for supplying the Deficiencies of the several Funds, for the Protection of this Colony, against the Encroachments and Depre- dations of the French and Indians, and for advancing and securing the public Credit*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Lomax do carry the said Bill to the Council, for their Concurrence.

A Petition of *Lewis Burwell* and *Nathaniel Burwell*, Executors of *Armistead Burwell*, deceased, setting forth, that this House was pleased by an Act passed at a former Session of this Assembly, to grant the Sum of £. 200 Current Money, for the Purchase of an Organ, to be placed in the Church in the City of *Williamsburg*: That by the said Act a Committee was appointed to send for the same, who agreed with *Armistead Burwell*, (the Petitioners Testator) for that Purpose, and who received the said £. 200 out of the Treasury, and that it being apprehended that the Sum granted by the Assembly, would not be sufficient to purchase the said Organ; a Subscription was set on Foot, and the Sum of £. 100 7 s. 6 d. was subscribed, £. 40 of which was paid to the said *Armistead Burwell*, in his Life-time, and the rest of the Subscribers are willing to pay the Remainder, for the Purpose aforesaid, or towards employing an *Organist*. That as the said *Armistead Burwell*, acted as Trustee for the Public, and the Charge of the said Organ, hath unex- pectedly, exceeded the Sums given, as aforesaid, the Petitioners humbly hope this House will not suffer so great a Loss to fall on his Family, and praying that this House will order

his

his Estate to be reimbursed, the over plus Expence of the said *Organ*, was presented to the House and received, and thereupon,

Resolved, That the Sum of £. 120 7 s. 8 d. be paid to *Lewis Burwell* and *Nathaniel Burwell*, Executors of *Armistead Burwell* deceased, by the Treasurer, out of the public Money in his Hands, to reimburse the said *Armistead Burwell*'s Estate, for the Charge of
 16 an *Organ*, purchased by him for the Church in the City of *Williamsburg*, in Pursuance of an Act of Assembly, passed at a former Session, over and above what he received for that Purpose.

Ordered, That the said Refolve be ingrossed, and that *Mr Carter Burwell* do carry it to the Council, for their Concurrence.

A Message from the Council, by *Mr Walthoe*;

That they have agreed to the Bill, intituled, *An Act for paying the Burgeffes Wages out of the Treasury, for this Session of Assembly.*

Also to the Bill intituled, *An Act for the better collecting the Land and Poll Tax*, without any Amendments.

Ordered, That a Committee be appointed to examine the inrolled Bills, of the following Persons, viz. *Mr Pendleton* and *Mr Henry Robinson*.

Upon a Motion made,

Resolved, That the several Sums following be paid to the several Officers of the General Assembly, respectively,

To <i>Mr John Randolph</i> , Clerk of the House of Burgeffes, ...	£. 75
To <i>Mr Nathaniel Walthoe</i> , Clerk of the General Assembly, ...	30
To the Reverend <i>Mr Richard Graham</i> , Chaplain, ...	15
To <i>Mr Francis Eppes</i> , Serjeant at Arms, ...	20
To the Door-keeper of the Council, ...	5
To <i>William Francis</i> ,	5
To <i>Thomas Broadrib</i> ,	5
To <i>Andrew Lindsay</i> ,	5
To <i>James Lavie</i> ,	5
To <i>Mr John Palmer</i> , for his Services, ...	10

Ordered, That the said Refolve be ingrossed, and that *Mr Waller* do carry it to the Council, for their Concurrence.

A Message from the Council, by *Mr Walthoe*;

That they have agreed to the Refolve for paying the several Officers of the General Assembly, the respective Sums of Money therein mentioned.

Also to the Refolve for paying to *Lewis Burwell* and *Nathaniel Burwell*, Executors of *Armistead Burwell* deceased, the Sum of £. 120 7 s. 8 d. for the Purposes therein mentioned.

Mr Pendleton reported, That the Committee appointed had according to Order, examined the inrolled Bills, and rectified such Mistakes as were found therein, and that they were truly inrolled.

Ordered, That *Mr Pendleton* do carry the inrolled Bills to the Council, for their Inspection.

A Message from the Council, by *Mr Walthoe*;

That they have inspected the inrolled Bills, and are satisfied they are truly inrolled.

A Message from the Governor, by *Mr Walthoe*;

Mr Speaker,

"The Governor commands the immediate Attendance of this House in the Council Chamber, and that you bring with you such Bills, as are ready for his Assent."

Mr Speaker with the House went up accordingly, and the Governor was pleased to give his Assent to the following Bills, viz.

I. *An Act to amend an Act, intituled, An Act for amending an Act, intituled, An Act for making Provision against Invasions and Insurrections.*

II. *An Act to amend an Act, intituled, An Act for preventing and repelling the hostile Incursions of the Indians, at Enmity with the Inhabitants of this Colony.*

III.

III. *An Act for the better collecting the Land and Poll Tax.*

IV. *An Act for settling the Rents of the public Warehouses, and Inspectors Salaries, for this present Year.*

V. *An Act to enable the Inhabitants of this Colony to discharge their Tobacco Debts in Money, for this present Year.*

VI. *An Act for paying the Burgeffes Wages out of the Treasury, for this Session of Assembly.*

His Honor likewise gave his Assent to the following Resolves of the House of Burgeffes, which the Council, had agreed to, *viz.*

For allowing *William Hunter*, Printer, the Sum of £. 300 *per Annum*, from the End of this present Session, to the next Session of Assembly, for his Salary, as a full Recompence for printing and delivering Inspectors Notes and Books, printing Proclamations, and other Acts of Governments, and all other public Services.

For paying the Sum of £. 120 7 *s.* 8 *d.* to the Executors of *Armistead Burwell* deceased, out of the Treasury, to reimburse his Estate for the Charge of an *Organ*, purchased by him for the Church in the City of *Williamsburg*, in Pursuance of an Act of Assembly, passed at a former Session, over and above what he received for that Purpose.

And for paying the several Officers of the General Assembly, the respective Sums of Money therein mentioned.

And then his Honor was pleased to dissolve the ASSEMBLY.

THE
JOURNAL
OF THE
HOUSE
OF
BURGESSES,
MDCCLVI.

Being The First SESSION of this Present
GENERAL ASSEMBLY.



WILLIAMSBURG:
Printed by WILLIAM HUNTER. MDCCLVI.

THE
JOURNAL
OF THE
HOUSE OF BURGESSES.

Thursday, March 25th, 1755.



IGHTY Five Members, having taking the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test; took their Places in the House.

William Drummond, Serjeant at Arms to the House, having qualified himself, by taking the necessary Oaths, and subscribing the Test; was admitted to his Office.

A Message from the Governor, was delivered by *Mr Walthoe*,
Gentlemen of the House of Burgesses,

"The Governor commands your immediate Attendance in the Council Chamber."

The House went up accordingly, and the Governor was pleased to say to them:
Gentlemen of the House of Burgesses,

"You must return again to your House, and immediately proceed to the Choice of a Speaker."

Being returned, *Mr Landon Carter*, put the House in Mind of the Governor's Commands, to proceed to the Choice of a Speaker, and did nominate and recommend *John Robinson*, Esq; who was Speaker of the late Assembly, a Gentleman who had given undeniable Proofs of his Abilities, Integrity, and Fitness to execute that important Trust: And he was accordingly unanimously elected Speaker, and conducted to the Chair by two Members, from whence he made a Speech expressing the just Sense he had of the Obligations they had laid him under, and returned them his Thanks for the Honor they had conferred on him.

² *Ordered*, That a Message be sent to the Governor, to acquaint him that this House, in Obedience to his Commands, had made Choice of a Speaker, and to know his Pleasure when they shall attend to present him, and that *Mr Landon Carter*, do wait on him with the said Message.

He accordingly withdrew, and being returned, reported, That the Governor was pleased to say he would signify his Pleasure in that Matter by a Messenger.

A Message from the Governor by *Mr Walthoe*,
Gentlemen of the House of Burgesses,

"It is the Governor's Pleasure that your House immediately attend him in the Council-Chamber, and present your Speaker."

And

And accordingly the House went up with their Speaker-Elect, and the Governor was pleased to express his particular Approbation of their Choice. Mr Speaker, then, in Behalf of the House, petitioned the Governor, That they might enjoy their ancient Rights and Privileges, such as Freedom of Speech, and Debate, Exemptions from Arrests, and Protections for their Estates, and lastly for himself, that no Mistakes of his might be imputed to the House.

To which the Governor answered, "That he should take Care to defend them in all their just Rights and Privileges."

Being returned, Mr Speaker reported, That the House had attended the Governor in the Council-Chamber, and presented their Speaker, that he was pleased to approve their Choice, and then made a Speech to the Council and this House, of which he had, to prevent Mistakes, obtained a Copy, which he read, and afterwards delivered in at the Table, where it was again read, and is as follows.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

THE Urgency of our present Situation, well known to you all, and the very near Approach of that Season which presses on you the exerting every Effort for your own, and the common Safety and Welfare of all your Fellow-Subjects on this Continent, determined me to have the Satisfaction of meeting an Assembly, from whom I have the highest Expectations, so soon as I could, with some Degree of that Ease, which I always wish to indulge them in, whose Duty leads them, when called upon, to so laborious an Affiduity in the Public Service.

Gentlemen of the House of Burgeffes,

With great Pleasure I meet this new Assembly, both from the Readiness I have ever experienced in the Council, to assist me on all Occasions, when His Majesty's Service, and the Affairs of this Dominion, required their Advice; and from the Confidence wherewith I depend that You, Gentlemen, will be no less industriously animated in your Country's Cause, now drawing to an important Crisis.

General Shirley, by Instructions from his Majesty, some Time ago, held a Council of War, at *New York*, to regulate this Summer's Campaign; as a Basis for your Deliberations, I shall cause the Minutes of that Council of War to be laid before you, with several other Papers relating thereto: And in Consequence thereof I recommend Secrecy in your Consultations on them, lest the necessary Confidence should become destructive, by letting our watchful, and most inveterate Enemies into the Knowledge of our Purposes.

These Communications will inform you, Gentlemen, of the vigorous Resolutions for the common Good, that the Colonies to the *Northward*, have generously and unanimously taken, and their Determination to raise their full Quota of Men and Money on this critical Juncture. I surely trust there can be no need of prolix Exhortations to you to become emulous of an Example which at once includes every cogent Consideration of Zeal, and Duty to the best of Kings, your native Country, and your individual Preservation.

You may observe how intimately the Execution of these well concerted Measures, is connected with your Concurrence, and readily furnishing the Supplies of Men and Money requisite on your Part; and when you consider that the Operations of this Summer, if duly supported, may be decisive (or in a great Measure so) of the future Safety and Tranquility of this, and all the *British* Colonies on this Continent, this I conceive to be the general Opinion.

I promise myself you will not hesitate one Moment to sustain, and encrease the Honor that this Colony has already gained in the present Affair, and to approve yourselves deserving of that large Share of His Majesty's paternal Care and Affection which has sheltered and cherished us in all our Occasions, by sufficiently making an immediate effectual Provision of Men and Money for the Expedition against the *French* Encroachments

ments at *Crown-Point*, and on the *Northern-Lakes*.——As also that under the Direction of Governor *Sharpe*, to the *Ohio*, and for the Protection of our Frontiers. Your Supplies, Gentlemen, must be with all imaginable Dispatch, as the Time for taking the Field is very near.

The Monies disbursed from the last Vote of Assembly will be laid before you by the Treasurer and Committee, when you see proper to call for the Account.

I recommend to you the Arming of the Militia, and to have their Arms of one Bore, which are not so at present; if they should be called out on any Attack of the Enemy, great Inconveniences may occur by having Guns of different Bores.

After you have seriously considered and determined on the above Affairs recommended to you, I desire to engage your Attention and Regard to a Number of People, upwards of Eleven Hundred, who have lately been sent here from *Nova-Scotia*, under the name of *French Neutrals*: Governor *Lawrence* acquaints me, that His Majesty's Council, assisted by Admirals *Boscawen* and *Mostyn*, advised him, as the most for His Majesty's Service, to divide these People among these different Colonies; I shall cause to be laid before you Governor *Lawrence's* Letter, and the different Receipts for these People when landed.

By Advice of His Majesty's Council they were received, and have been supported until this Time, from the Two Shillings *per* Hoghead Revenue; but, as that Fund is near exhausted, I must recommend it to you to provide for the future Disposition of these People, and to put them under such Regulations and Restrictions as may keep them in a due Submission to our Constitution, and from being burthensome to the different Parishes, and probably they may become useful Members of this Community.

Gentlemen, I recommend the Revival of the Laws, that if any are near expiring they may be renewed, if thought proper.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeesses,

Concord and Unanimity are the vital Springs of public Consultations, and from these the happiest Omens of attendant Success are to be drawn. I do, therefore, with all the earnestness of an Heart devoted to the Service of our most Excellent Sovereign, and the consummate Felicity of his ancient Colony and Dominion, particularly recommend these great Essentials to you, and entreat you to justify the Prefaces of an happy Session, which I draw from the agreeable Appearance now before me.

Be assured, Gentlemen, that my fixed Attention shall never deviate from these Objects, and that, as I have hitherto done all in my Power, for the Good of this Country, I shall cheerfully and with the greatest Pleasure join you in every Thing that may be for the Service of His Majesty, and this Dominion in particular, and of all the *British Colonies* in general.

Resolved, That an humble Address be presented to the Governor, to return his Honor the Thanks of this House for his Speech, to assure him we will take the several important Matters recommended to us, under our serious Consideration, and that we will with all possible Unanimity give the necessary Dispatch to the Business of this Session.

Ordered, That a Committee be appointed to draw up the said Address, and it is referred to Mr *Bland* and Mr *Landon Carter*, to prepare and bring in the same.

Resolved, That this House will take the Governor's Speech into Consideration To-morrow.

A Message from the Governor by Mr *Waltheof*,

Mr *Speaker*,

"The Governor has commanded me to lay before your House General *Shirley's* Letter, with a report of the Committee of the Assembly, at *Boston*; the Minutes of "the Council of War, held at *New-York*, October 12th, 1755: The Proportions of the "10,000 Men, proposed to be raised for the *Crown-Point* Expedition; a Letter from "*Governor Hardy*, and a Resolve of the Assembly of *New York*."

Ordered, That the said Papers do lie on the Table.

Ordered,

Ordered, That the Reverend Mr *William Yates*, be appointed Chaplain to this House, and that he attend to read Prayers every Morning at Ten o'Clock.

Ordered, That *William Francis*, *Thomas Broadrib*, *Andrew Linfay*, and *James Lavie*, be appointed Door-Keepers to this House, and that they give their Attendance accordingly.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.



Friday, March 26th, 1756.

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SEVERAL new Members having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and subscribed the Test, were admitted to their Places in the House.

Francis Eppes, Gentleman, appointed Serjeant at Arms to the House, in the Room of *William Drummond*, who hath declined that Office, having qualified himself by taking the necessary Oaths, and subscribing the Test, was admitted to his Office.

Mr *Bland* reported, That the Committee appointed, had, according to Order, prepared an Address to the Governor, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read and agreed to, and is as follows.

WE His Majesty's most dutiful and loyal Subjects, the Burgesses of *Virginia*, beg Leave to return your Honor our Thanks for your Speech, to the Council and this House, and to assure you that we shall endeavor to imitate and pursue that Plan of Unanimity and Diligence, which has been undeniably conspicuous in the preceeding Assemblies, held during your Administration here, in taking under our serious Consideration the several important Matters recommended to us by your Honor.

And we flatter ourselves that the many Testimonies given by this Colony of their sincere Attachment to His most Sacred Majesty, do sufficiently evince the World, that nothing really in our Power will be wanting to promote His Honor, and the true Interest of this Dominion.

Ordered, That the said Address be fairly transcribed and presented by the whole House.

Ordered, That the Committee who prepared the same do wait on the Governor to know his Pleasure, when the House shall attend his Honor to present it.

Ordered, That a Committee of Privileges and Elections be appointed of the following Persons, viz.

Mr Attorney,

Mr *Charles Carter*,
Mr *Benjamin Waller*,
Mr *Bland*,
Mr *Power*,
Mr *Johnson*,
Mr *Hedgman*,
Mr *Christopher Robinson*,
Mr *Landon Carter*,
Mr *Pendleton*,
Mr *Martin*,

Mr *Chiswell*,
Mr *Lemuel Riddick*,
Mr *Randolph*,
Mr *Page*,
Mr *William Digges*,
Mr *Dudley Digges*,
Mr *Benjamin Harrison*, Junior,
Mr *Robert Carter Nicholas*, and
Mr *Benjamin Harrison*.

And they are to meet and adjourn from Day to Day, and to examine in the first Place all Returns of Writs for electing Burgesses to serve in this present General Assembly, and compare the same with the Form prescribed by Law, and to take into their Consideration

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tion all such Matters as shall or may come in Question touching Returns, Elections, and Privileges, and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the House; and the said Committee is to have Power to send for Persons, Papers, and Records, for their Information.

Resolved, That Five of the said Committee be a sufficient Number to make a Committee.

Resolved, That in all Cases of controverted Elections, to be heard at the Bar of this House, or before the Committee of Privileges and Elections, the Petitioners do, by themselves, or by their Agents, within a convenient Time to be appointed, either by the House or the Committee of Privileges and Elections, as the Matter to be heard shall be before the House, or the said Committee, deliver to the fitting Members or their Agents Lifts of the Persons intended by the Petitioners to be objected to, who voted for the fitting Members, giving in the said Lifts the several Heads of Objection, and distinguishing the same against the Names of the Voters excepted to; and that the fitting Members do by themselves, or their Agents, within the same Time deliver the like Lifts, on their Part to the Petitioners or their Agents.

Ordered, That Mr *Palmer* be appointed Clerk to the Committee of Privileges and Elections.

Ordered, That a Committee be appointed to examine into what Laws have expired since the Session of Assembly in May last, and inspect such temporary Laws as will expire at, or soon after the End of this Session of Assembly, and report the same, with their Opinions thereupon, to the House; and that the said Committee consist of the following Persons, viz. Mr *Pendleton*, Mr *Power*, and Mr *William Waller*.

Upon a Motion made,

Ordered, That all such Claims and Propositions as were referred from the last to this Session of Assembly, and also all such Claims and Propositions as shall be certified to this Session of Assembly, be referred to the Consideration of the next Session of Assembly.

The several Petitions of *Henry Hawkes*, *Lawrence Pope*, *Joseph Jefferson*, and *James Atherton*, setting forth, That they were Soldiers under the Command of General *Braddock*, and that in the late Engagement with the *French*, on *Monongahela*, they were wounded so as to become incapable of getting their Livelihood, and praying the Consideration of this House, were severally presented to the House and read.

Ordered, That the said Petitions be referred to Mr *Benjamin Waller*, Mr *Bland*, Mr *Landon Carter*, Mr Attorney, Mr *Page*, Mr *William Digges*, Mr *Dudley Digges*, Mr *Harwood*, and Mr *Power*, that they do examine into the Allegations thereof, and report the same, with their Opinions thereupon, to the House.

A Petition of Mr *John Tabb*, complaining of an undue Election and Return of Mr *William Wager*, to serve as a Burgess in this present General Assembly, for the County of *Elizabeth City*.

7 Also a Petition of Mr *Richard Lee*, complaining of an undue Election and Return of Mr *Augustine Washington*, to serve as a Burgess in this present General Assembly, for the county of *Westmoreland*.

Also a Petition of Mr *Matthew Marrable*, complaining of an undue Election and Return of Mr *Thomas Nash*, to serve as a Burgess in this present General Assembly, for the County of *Lunenburg*, were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Privileges and Elections, that they do examine into the Allegations of the said Petitions, and report the same, as they shall appear to them, with their Opinion thereupon, to the House.

Ordered, That Mr *Randolph*, Clerk of this House, have Liberty to appear as Counsel for any fitting Member, in any Matters of controverted Elections that shall happen before the Committee of Privileges and Elections.

A Petition of the Freeholders and Merchants, of the County of *Caroline*, setting forth, That by Reason of the great Scarcity of Cash, occasioned by the Shortness of this and the two preceeding Crops, a proper Medium is wanting to support the necessary

Occasions

Occasions of Trade; whereby they are rendered unable to support their Families, and pay those Taxes which the Incursions and Depredations of a bloody and faithless Enemy, make so necessary at this Time; and praying that this House would apply a proper Remedy, whereby the great Inconvenience of the Want of Specie may be prevented, either by erecting a Bank and Loan-Office, or such other Method as this House shall think fit, the Charge of which they would support, was presented to the House and read.

Ordered, That a Bill or Bills be brought in pursuant to the Prayer of the said Petition, and it is referred to Mr *Pendleton*, Mr *Hedgman*, Mr *Bland*, and Mr *Baylor*, to prepare and bring in the same.

The Order of the Day being read,

For the House to take into their Consideration the Governor's Speech.

Ordered, That General *Shirley's* Letter, with the Report of the Committee of the Assembly of *Boston*, the Minutes of the Council of War held at *New-York*, *October 12th*, 1755, the Proportions of the 10,000 Men proposed to be raised for the *Crown-Point* Expedition, Governor *Hardy's* Letter, and the Resolve of the Assembly of *New-York*, Yesterday laid before the House, and ordered to lie on the Table, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee upon the said Speech, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Speech under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Speech To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'clock.



Saturday, March 27th, 1756.

8

Upon a Motion made,

Ordered,  hat Mr *Richard Lee*, have Liberty to withdraw his Petition, complaining of an undue Election and Return, for the County of *Westmoreland*, and that the Committee of Privileges and Elections, be discharged from proceeding any farther therein.

Mr *Bland* reported, That the Committee appointed, had according to Order, waited on the Governor, to know his Pleasure when the House should attend him with their Address, and that he was pleased to appoint *Monday* next, and to say he would send a Messenger to the House, when he was ready to receive it.

A Claim of *John Camp*, for taking up a Runaway therein mentioned.

Also a Claim of *Robert Gray*, for the same Service.

Also a Claim of *James Chapman*, for the same Service.

Also a Claim of *Solomon Pecure*, for the same Service, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

The Order of the Day being read,

The House again resolved itself into a Committee, to take into their further Consideration the Governor's Speech, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the same under their further Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Speech on Monday next.

Mr

Mr *Pendleton* reported, That the Committee appointed, had according to Order, examined what Laws have expired since the Session of Assembly in *May* last, and inspected such temporary Laws as will expire at, or soon after the End of this Session, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House as follow.

Resolved, That the Act of Assembly, made in the 22d Year of His present Majesty's Reign, intituled, *An Act for inspecting Pork, Flour, Tar, Pitch and Turpentine*, which expired in *October* last, ought to be revived.

Resolved, That the Act of Assembly, made in the 25th Year of His present Majesty's Reign, intituled, *An Act for appointing a Treasurer*, which will expire at the End of this Session of Assembly, ought to be continued.

Resolved, That so much of the Act of Assembly, made in the 28th Year of His present Majesty's Reign, intituled, *An Act for the Relief of the Proprietors of the Tobacco burnt in Bolling's-Point Warehouse, in the County of Dinwiddie*, as relates to the Duty therein mentioned, which will expire on the 20th Day of *October* next, ought to be further continued.

9 *Resolved*, That the Act of Assembly, made in the 29th Year of His present Majesty's Reign, intituled, *An Act for amending an Act*, intituled, *An Act for making Provision against Invasions and Insurrections*, which will expire on the 5th Day of *August*, 1757. Also the Act made the same Year, *For amending the said Act*, and which will expire on the 27th Day of *October* next, ought not to be continued.

Resolved, That the Act of Assembly, made in the 29th Year of His present Majesty's Reign, intituled, *An Act for preventing and repelling the hostile Incursions of the Indians, at Enmity with the Inhabitants of this Colony*, which will expire on the 5th Day of *August*, 1757. Also the Act made the same Year, *For amending the said Act*, and which will expire on the 27th Day of *October* next, ought to be further continued.

Ordered, That a Bill or Bills be brought in pursuant to the First, Second, Third, and Fifth Resolutions, and it is referred to the said Committee to prepare and bring in the same.

Mr Attorney from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration the several Writs for electing Burgesses, to serve in this present General Assembly, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow.

Resolved, That is it the Opinion of this Committee, that the Returns of the several Writs for electing Burgesses, for the Counties of *Accomack, Albemarle, Cumberland, Caroline, Dinwiddie, Frederick, Goochland, James-City, Isle of Wight, King and Queen, Louisa, Middlesex, Northumberland, Northampton, New Kent, Norfolk, Orange, Prince-George, Prince-William, Richmond, Surry, Spotsylvania, Southampton, Suffex, Warwick, Westmoreland*; the Return of the Writ for electing a Burgess for the Borough of *Norfolk*, and the Return of the Writ for electing a Citizen for the City of *Williamsburg*, are made in the Form prescribed by Law.

Resolved, That it is the Opinion of this Committee, That the Returns of the Writs for electing Burgesses for the Counties of *Amelia, Brunswick, Charles-City, Chesterfield, Culpeper, Effex, Elizabeth-City, Fairfax, Gloucester, Hampshire, Hanover, Henrico, Halifax, King-George, King-William, Lancaster, Lunenburg, Nansemond, Prince-Edward, Princess-Ann, Stafford and York*; the Return of the Writs for electing Burgesses for the College of *William and Mary*, and for *James-Town*, are not made in the Form prescribed by Law.

Resolved, That it appears to this Committee, That the Writs for electing Burgesses for the Counties of *Augusta* and *Bedford*, are not yet returned.

The two first Resolutions being read a second Time, and the Question severally put, that the House agree thereto,

Resolved in the Affirmative.

Ordered,

Ordered, That the Returns of the respective Writs for electing Burgeffes for the Counties of *Brunswick, Charles-City, Chesterfield, Culpeper, Effex, Elizabeth-City, Fairfax, Gloucester, Halifax, Hampshire, Hanover, King-George, Lancaster, King-William, Nanfemond, Lunenburg, Prince-Edward, Princess-Anne, York*, and the Returns of the Writs for electing Burgeffes for the College of *William and Mary*, and for *James-Town*, be amended by the Clerk, at the Table.

Ordered, That the respective Sheriffs of *Amelia, Henrico, and Stafford*, be sent for 10 in Custody of the Serjeant at Arms, to amend their Returns.

Ordered, That the Consideration of the third Resolution be put off till *Monday* next.

Mr Attorney also reported, That the said Committee had had under their Consideration the Petition of Mr *John Tabb*, to them referred, complaining of an undue Election, and Return of Mr *William Wager*, to serve as a Burgefs in this present General Assembly, for the County of *Elizabeth-City*, and had heard as well the Petitioner, as the fitting Member, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and are as follow.

Resolved, That the Persons who voted at the said Election, where the Freeholds are questioned, either by the Petitioner or fitting Member, be examined upon Oath before *George Wythe, Jacob Walker, Robert Armistead, Booth Armistead, and Charles Jennings*, of the same County, Gent. or any three of them, whether they be Freeholders or not, except such of them as did swear to their Freeholds at the Election, and that the said Commissioners be impowered to take the Depositions of all such Witneffes as shall be produced before them relating to the fitting Member's treating any of the Freeholder's of the said County, after the Writs for electing Burgeffes for the same was issued, or concerning any other illegal Practices.

Resolved, That the Petitioner and fitting Member be at Liberty to examine Witneffes before the said Persons, appointed to take such Examinations, as aforesaid; as to the Freeholds of any Person, who voted at the Election, altho' such Persons swore to their Freeholds at such Election, or shall swear to the same at the Examination; and that it be an Instruction to the Persons before whom such Examinations are to be taken, to examine how long such Voters have been in Possession of, and paid Quit-Rents for the Lands or Tenements in Right of which they voted at the Election, and that they return the Examinations to this Committee, on *Monday*, the 5th Day of *April* next.

Resolved, That the Petitioner do in three Days, from this Time, give Notice to the fitting Member of the Nature of any illegal Proceedings or Practices of the fitting Member or others, concerning which the Petitioner intends to examine Witneffes before the said Commissioners; and that he do also within the same Time, deliver to the fitting Member or his Agents, Lifts of the Persons intended by him to be objected to, who voted for the fitting Member, giving in the said Lifts the several Heads of Objection, and distinguishing the same against the Names of the Voters excepted to, and that the fitting Member do within the same Time deliver the like Lifts on his Part, to the Petitioner or his Agents.

Ordered, That the said Report be recommitted to the said Committee.

And then the House adjourned till Monday Morning Eleven o'Clock.



Monday, March 29th, 1756.

11



WO new Members having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

A Claim of *Samual Boush*, for taking up a Runaway therein mentioned.

Also

Alfo Three Claims of *Erasmus-Wethers Allen*, for the fame Service.

Alfo a Claim of *Francis Wisdom*, for the fame Service.

Alfo a Claim of *Lake Anthony*, Junior, for the fame Service.

Alfo a Claim of *William Hicks*, for the fame Service.

Alfo a Claim of *Stephen Pettuce*, Junior, for the fame Service.

Alfo a Claim of *Richard Egleston*, for the fame Service.

Alfo a Claim of *John Hendrick*, for the fame Service.

Alfo a Claim of *Philip Williams*, for the fame Service.

Alfo a Claim of *Joseph Edwards*, for Provisions found by him, for a Detachment of the Militia of *Fairfax*, and *Prince William* Counties, on their March to the Protection of the Frontiers, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

A Petition of Mr *Anthony Holladay*, complaining of an undue Election and Return, of Mr *Willis Riddick*, to serve as a Burgess in this present General Assembly, for the County of *Nansemond*, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

A Petition of Mr *Henry Peyton*, complaining of an undue Election and Return, of Mr *Henry Lee*, to serve as a Burgess in this present General Assembly, for the County of *Prince-William*, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections, that they do examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon, to the House.

A Petition of the Minister, Churchwardens, and Vestrymen, of the Parish of *St. George*, in the County of *Spotsylvania*, setting forth, That the Land purchased for a Glebe, is very inconvenient to the said Parish, and praying that an Act may pass to empower the Vestry of the said Parish to sell the said Glebe Land, and to purchase another Glebe, with the Money arising by the Sale thereof.

Alfo a Petition of *William Cunninghame*, setting forth, That the Warehouses for the Inspection of Tobacco at *Coan*, was in *September* last burnt down, and that three Hogheads of Tobacco belonging to the Petitioner, containing 2836 lbs. Nett Tobacco, were burnt therein, and praying the Consideration of this House, were severally presented to the House and received.

12 *Ordered*, That the said Petitions be referred to the consideration of the next Session of Assembly.

A Message from the Governor was delivered by Mr. *Walthoe*.

Mr *Speaker*,

"I am commanded by the Governor to acquaint this House, that his Honor is now "ready to receive their Address in the Council Chamber."

Mr *Speaker* with the House went up, and being returned, reported, That he had with the House attended the Governor in the Council Chamber, and presented the Address of this House to him, to which he was pleased to answer.

Mr *Speaker* and Gentlemen of the House of Burgesses,

I RETURN you my sincere Thanks for your ADDRESS.

The Votes of Supplies granted by the former Assemblies, for His Majesty's Service have been graciously approved of by Him, and His Ministry at Home.

Your Promise that nothing shall be wanting in your Power for promoting the Service of your King and the Interest of this Dominion, is all that can be expected from dutiful and loyal Subjects; in Dependence, thereon, I promise myself that this Assembly will exert themselves in every Thing that may be necessary for the Preservation of His Majesty's undoubted Rights, and that of our Liberties and Properties, so as to recommend you to the Royal Favor.

Upon a Motion made.

Ordered,

Ordered, That the Consideration of the Resolution of the Committee of Privileges and Elections, reported on *Saturday* last, and referred to be considered this Day, be put off till *Monday* Se'nnight.

Mr Attorney, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration the Petition of Mr Matthew Marrable, to them referred, complaining of an undue Election and Return, of Mr *Thomas Nash*, to serve as a Burgefs in this present General Affembly, for the County of *Lunenburg*, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, as follow.

Resolved, That the Petitioner and fitting Member be at Liberty to examine Witneffes before *Thomas Bedford*, *William Caldwell*, *John Jennings*, and *Richard Witton*, of the said County, Gentlemen, or any three of them, touching any Treats, or Entertainments, given by the fitting Member, or his Agents, to the Freeholders of the said County, after the Writ for electing Burgeffes for the said County was issued, and that they return the Depositions to the next Session of Affembly.

Resolved, That the Petitioner do give the fitting Member, or his Agents, ten Days Notice of the Time and Place he intends to examine his Witneffes, touching the said Election, and that he then give the fitting Member Notice of the Nature of any illegal Proceedings, or Practices, of the fitting Member, or others, concerning which he intends to examine Witneffes before the said Commiffioners.

Mr Attorney also reported, That the said Committee had had under their further Consideration, the Petition of Mr *John Tabb*, to them referred, complaining of an undue Election and Return, of Mr *William Wager*, to serve as a Burgefs in this present General Affembly, for the County of *Elizabeth City*, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table where they were again twice read, and agreed to by the House, as follow.

Resolved, That the Persons who voted at the said Election, whose Freeholds are questioned, either by the Petitioner or fitting Member, be examined upon Oath, whether they be Freeholders or not, except such of them as did swear to their Freeholds at the Election.

Resolved, That the Petitioner be at Liberty to examine Witneffes touching the fitting Member's treating any of the Freeholders of the said County, after the Writ for electing Burgeffes for the same was issued, or concerning any other illegal Practices.

Resolved, That the Petitioner and fitting Member be at Liberty to examine Witneffes, as to the Freeholds of any Persons who voted at the said Election, altho' such Persons swore to their Freeholds at such Election, or shall swear to the same on their Examination, and that they be at Liberty to examine how long such Voters have been in Possession of, and paid Quit-Rents for the Lands or Tenements, in Right of which they voted at the Election.

Resolved, That the Petitioner do in three Days, from this Time, give Notice to the fitting Member, of the Nature of any illegal Practices or Proceedings of the fitting Member or others, concerning which the Petitioner intends to examine Witneffes before this Committee; and that he do also within the same Time deliver to the fitting Member or his Agents, Lifts of the Persons intended to be by him objected to, who voted for the sitting Member, giving in the said Lifts the several Heads of Objection, and distinguishing against the Names of the Voters excepted to; and that the fitting Member do within the same Time deliver the like Lifts on his Part, to the Petitioner or his Agents.

Resolved, That this Committee will proceed to the Examination of the said Witneffes, on *Monday* next.

The Order of the Day being read,

The House again resolved itself into a Committee to take into their further Consideration the Governor's Speech, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Speech
under

under their further Consideration, and had come to two Resolutions thereupon, which they had directed him to Report to the House; and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House with an Amendment, as follow.

Resolved, That an humble Address be made to his Honor the Governor, to assure him of our Readiness to do every Thing in our Power, consistent with our own Safety and Preservation, to forward an Expedition intended against the common Enemy; but that from the small Number of white Inhabitants in this Colony, and the extensive Frontiers we have to protect and defend from the Depredations and Encroachments of a savage and cruel Enemy, we conceive it to be not only impracticable, but very imprudent, to send so great a Proportion of them as is demanded of us to so great a Distance, and thereby deprive ourselves of their Assistance, which we have too much Reason to think we shall soon have Occasion for.

Resolved, That an humble Address be made to his Honor the Governor, to acquaint him of the Danger we apprehend from such a Number of Neutral *French* Roman Catholics, being suffered to continue amongst us at this Time, and to desire that his Honor will be pleased to order them to be immediately shipped to *Great-Britain*, to be disposed of as His Majesty shall think proper, and to assure his Honor that this House will cheerfully pay the Expense of their Transportation.

Ordered, That Mr *Charles Carter*, Mr *Randolph*, Mr *Bland*, and Mr *Cocke*, do wait on the Governor with the said Resolutions.

Mr *Carter* also reported, That the Committee not having Time to go thro' the Governor's Speech, had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Speech To-morrow.

Mr *Pendleton*, from the Committee appointed, presented to the House according to Order, a Bill, *For appointing a Treasurer*.

Also a Bill, *To revive an Act*, intituled, *An Act for inspecting Pork, Flour, Tar, Pitch and Turpentine*.

Also a Bill, *For continuing Part of an Act of Assembly therein mentioned*.

Also a Bill, *For continuing two Acts of Assembly therein mentioned*: And the said Bills were severally read the first Time, and ordered to be read a second Time.

A Petition of the Churchwardens, Vestrymen, and Parishioners of the Parish of *Lynhaven*, in the County of *Princesses-Ann*, setting forth, That one *James Jouslin*, did by his last Will and Testament devise to the Orphans of the said Parish, towards their Maintainance and Education, (after divers mesne Limitations, which are since determined) a Tract of Land, containing about 100 Acres lying in the said Parish and County, That the Land lying in one Corner of the said Parish, and being Mean, and yielding a very low Rent is very inconvenient, and does not answer the good Intentions of the Testator, and therefore praying that an Act may pass to empower the Vestry of the said Parish, to dispose of the said Land, for the most that can be got, and out of the Money arising from the Sale thereof, to purchase some other more convenient Piece of Land, and to erect Buildings thereon, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Tuesday, March 30, 1756.

15



NEW Member, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

Mr

Mr Waller reported, that the Persons appointed, had according to Order, examined into the Allegations of the Petitions of the disabled and discharged Soldiers to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House as follow.

On Examination of *Joseph Jefferson*, it appeared that he was shot thro' the left Arm, and that he lost the Use thereof, and that he hath not received the £.5 allowed by the Assembly to the Soldiers that were in the late Engagement.

Resolved, That the said *Joseph Jefferson*, ought to be allowed the Sum of £.25 as a Recompence for the Damage he hath received, and in full of the said £.5 and his Pay.

On Examination of *James Atherson*, late a Corporal, it appeared that he was shot thro' the left Wrist, and has thereby lost the Use of his Hand, and that he hath not received the said £.5.

Resolved, That the said *James Atherson*, ought to be allowed the Sum of £.20, as a Recompence for the Damage he hath received and in full of the said £.5 and his Pay.

On Examination of *Henry Hawkes*, it appeared that he received a Wound in his Scull, which is not yet cured.

Resolved, That the said *Henry Hawks*, ought to be allowed the Sum of £.10, as a Recompence for the Damage he hath received.

On Examination of *Lawrence Pope*, it appeared he was wounded in his Leg, which Wound is not yet cured.

Resolved, That the said *Lawrence Pope*, ought to be allowed the Sum of £.10, as a Recompence for the Damage he hath received.

Ordered, That it be an Instruction to the Committee appointed by an Act of Assembly, intituled *An Act for raising the Sum of £. 40,000*, that they make the respective Allowances to the said *Jefferson*, *Atherson*, *Hawkes*, and *Pope*, pursuant to the said Resolutions.

A Petition of *Arthur Dew*, setting forth, that he being a Soldier in the late Engagement on the *Monongahela*, under General *Braddock*, had the Misfortune to be so wounded, as to be rendered utterly incapable of maintaining himself, and praying Relief from this House, was presented to the House and read, and thereupon

Resolved, That the said *Arthur Dew*, be allowed the Sum of £.20 as a Recompence for the Damage he hath received, and in full of the £.5 allowed by Act of Assembly, to the Soldiers who were in that Engagement, and his Pay.

Ordered, That it be an Instruction to the last mentioned Committee, to make an Allowance to the said *Arthur Dew*, pursuant to the said Resolution.

The House being informed that Mr *John Ruffin* publicly declared Yesterday to Mr ¹⁶ *William Clinch*, (a Member of this House) and many other Members, that the said Mr *Clinch* being indebted to him and his Son *Robert Ruffin*, in Partnership with him, in a very considerable Sum of Money, by Judgment of *Surry Court*, for Payment whereof the said Mr *Clinch* proposed to mortgage Part of his Estate, as Security for Part of the said Debt, and to give such other Security as should be approved for the remaining Part, and appointed a certain Day, to wit, the 3d of *January*, 1755, for the said *John Ruffin*, to come to his House to draw Writings agreeable thereto; That when he got to Mr *Clinch's* House, he decoyed him into a small Room of his House, shut the Door, cocked and presented a loaded Pistol, (hid for that Purpose) at him, and with dreadful Oaths and Imprecations, threatened the said *Ruffin's* Life, and compelled him to sign Discharges for the whole Debt, and that he was ready to prove the same when required.

A Motion was thereupon made, That the said Information should be referred to the Committee of Privileges and Elections, that they should examine into the same, and report the Matter thereof, as it should appear to them, with their Opinion thereupon to the House; and the Question being put thereupon,

It passed in the Negative.

Upon a Motion made,

Ordered,

Ordered, That the said *John Ruffin*, be taken into Custody by the Serjeant at Arms, and brought to the Bar of this House, to answer for his Offence, in speaking the Words mentioned in the said Information.

A Message from the Governor was delivered by M^r *Walthoe*,
M^r *Speaker*,

"The Governor has commanded me to lay before this House, a Letter to him from
"Captain *Robert Stobo*, now an Hostage at *Quebec*."

And the same was read, and ordered to lie on the Table.

A Claim of *John Lattane*, for taking up a Runaway therein mentioned.

Also a Claim of *William Marriott*, for the same Service.

Also a Claim of *William Terrill*, for the same Service.

Also a Claim of *Richard Bradford*, Assignee of *Thomas Roberts*, for the same Service, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

M^r Attorney from the Committee of Privileges and Elections, reported, That the Committee had had under their further Consideration, the return of the Writ for electing of Burgesses to serve in this present General Assembly, for the County of *Augusta*, which is in these Words,

December 17th, 1755.

AUGUSTA, ff.

"In Obedience to this Writ to me directed, I summoned all the Freeholders of the
"said County to meet on this Day, then, and there, freely and indifferently to elect two
"of the most able and discreet Persons of the said County, to serve as Burgesses for the
"said County, as by the said Writ is required; and having then and there met, I used
17 "all the Means in my Power to comply with the said Writ, but the People were so tumultu-
"ous and riotous, that I could not finish the Poll; for which Reason no Burgesses
"could be returned for the said County. This I return as the Truth of the Case."

James Lockhart, Sheriff.

and that the said Committee had come to a Resolution thereupon, which he read in his Place and then delivered in at the Table, where it was again twice read, and agreed to by the House as follows,

Resolved, That *James Lockhart*, Sheriff of *Augusta* County, do appear at the Bar of the House, to be examined upon the Matter of the said Return, and to give an Account of the chief Movers in the Tumult and Riot, which prevented him from causing an Election to be made.

The House being then informed that the said *James Lockhart*, was attending at the Door of the House,

Ordered, That he be immediately brought to the Bar of the House, to be examined by the Speaker, touching the Matter of his said Return, and to inform the House, who were the chief Movers of the Tumult and Riot mentioned in his said Return;

Accordingly the said *James Lockhart*, was by the Serjeant at Arms conducted to the Bar of the House, and being examined by the Speaker from the Chair, concerning his said Return, and it being demanded of him, who were the chief Movers in the Tumult and Riot, which prevented him from causing an Election to be made; he answered, "that on the Day by him appointed for the Election of Burgesses for the said County of *Augusta*, at the Court-House of the said County, in Pursuance of the Commands of the "Writ for Electing Burgesses for the said County to him directed, he was proceeding "in taking the Poll for the said Election, but before the same could be finished, so great "a Tumult and Riot arose in the said Court-House, that he was prevented from proceeding any farther in the said Election, which was the Reason why no Burgesses were by "him returned to serve in this present General Assembly for the said County of *Augusta*, "and that *Richard Woods*, *David Cloyd*, and *Joseph Lapsley*, were the chief Movers of "the said Tumult and Riot.

And

And then the said *James Lockhart* was ordered to withdraw.

Resolved, That the said *Richard Woods*, *David Cloyd*, and *Joseph Lapsley*, for causing a Tumult and Riot to be made at the Election of Burgeffes for the County of *Augusta*, and by that Means preventing the Sheriff of the said County from finishing the said Election, are guilty of a Breach of the Privileges of this House.

Ordered, That the said *Richard Woods*, *David Cloyd*, and *Joseph Lapsley*, be taken into Custody by the Serjeant at Arms, and brought to the Bar of this House, to answer for their said Offence.

Ordered, That an Address be made to his Honor the Governor, to Order a new Writ to issue for the electing Burgeffes to serve in this present Assembly for the County of *Augusta*, (the Sheriff of the said County, having made no Return of Burgeffes for the said County by Virtue of the last Writ to him for that Purpose directed) and that Mr Attorney do wait on his Honor with the said Address.

Mr Attorney also reported, that the Committee of Privileges and Elections, had had under their Consideration the Petition of Mr *Henry Peyton*, to them referr'd, complaining of an undue Election and Return of Mr *Henry Lee*, to serve as a Burgefs in this present General Assembly for the County of *Prince William*, and had come to two Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and are as follow.

Resolved, That this Committee will on *Monday* Se'nnight proceed to examine Witneffes as to the Subject Matter of the said Petition.

Resolved, That the Petitioner, or his Agents, do in five Days from this Time, give to the fitting Member or his Agents, Notice of the particular Facts, about which he intends to examine Witneffes before this Committee, touching the said Election and Return.

Ordered, That the said Report be recommitted to the said Committee.

A Petition of the Chief Men of the *Nottoway Indians*, setting forth, that they are possessed of about 15000 Acres of Land in *Southampton* County, which is more than they are able to cultivate, and praying as they are very poor and much in Debt, an Act may pass, to enable them to sell all that Part of the said Land that lies on the South Side of the *Backhorn* Road to the East, and Southern Boundary of their Lands containing about 5000 Acres; also praying that an Act may pass to enable them to sell about 300 Acres of Low Grounds on *Nottoway* River, was presented to the House and read,

Ordered, That a Bill or Bills be brought in pursuant to the Prayer of the said Petition, and it is referred to Mr *Gray*, to prepare and bring in the same.

A Petition of Mr *John Tabb*, setting forth, That several of his Witneffes, material for him, to prove the Allegations of his former Petition against Mr *Wager*, are aged and infirm, and unable to travel and attend the Committee of Privileges and Elections, to give Evidence on his Behalf, and praying that this House will suffer him to take the Examinations of his said Witneffes in the Country, before such Persons as this House shall think fit to appoint, was presented to the House, and thereupon,

Resolved, That the Persons who voted at the said Election, whose Freeholds are questioned either by the Petitioner or fitting Member (and who are aged, infirm, and unable to attend the Committee of Privileges and Elections) be examined upon Oath, before *George Wythe*, *Jacob Walker*, *Robert Armistead*, *Booth Armistead* and *Charles Jennings*, Gentlemen, or any three of them, whether they be Freeholders or not, except such of them as did swear to their Freeholds at the Election, and that the said Commiffioners be empower'd to take the Depositions of all such Witneffes as shall be produced to them, and who are aged, infirm and unable to travel as aforesaid, relating to the fitting Member's treating any of the Freeholders of the said County, after the Writ for electing Burgeffes for the same was issued, or concerning any other illegal Practices.

Resolved, That the Petitioner and fitting Member be at Liberty to examine such Witneffes, before the said Persons appointed to take such Examinations as aforesaid, who are aged, infirm, and unable to travel as aforesaid, as to the Freeholds of any Person who voted at the Election, altho' such Persons swore to their Freeholds at such Election,

or shall swear to the same at the Examination, and that it be an Instruction to the Persons before whom such Examinations are to be taken, to examine how long such Voters have been in possession of, and paid Quit-Rents for the Lands or Tenements, in Right of which they voted at the Election, and that they return the Examinations to the Committee of Privileges and Elections, on *Monday* the 5th Day of *April* next.

A petition of Mr *Charles West*, complaining of an undue Election and Return of Mr *Ralph Justice*, to serve as a Burgess in this present General Assembly, for the County of *Accomack*, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections, that they do examine into the Matter thereof, and report the same, as it shall appear to them, with their Opinion thereupon to the House.

A Petition of the Inhabitants, of the County of *Augusta*, was presented to the House and read, setting forth, That whereas many notorious Acts of Violence have been committed by the *Indians*, on the Inhabitants of that, and the neighbouring Counties, which have determined many of the Inhabitants who have survived their Barbarities to remove their Families and Effects out of this Government, and others daily continue so to do to the great Diminution of the Number of Taxables, and to the great Prejudice of the whole Community: And whereas they conceive these Calamities chiefly owing to the defenceless State of the Frontiers, where there are but few Strongholds, for the Protection of the back Inhabitants, against the Incursions and Depredations of the Savages, and are in dreadful Apprehensions that the Success of these Barbarians, hitherto, will, if not timely prevented, embolden them to come upon them in greater Numbers, and repeat their savage Cruelties. And the said Petitioners conceiving that no Method can so certainly and with little Expence, secure them against a Repetition of these heavy Cruelties, as a Chain of Forts extended quite across the Country, for their present Defence, and establishing a fair Trade and cultivating a Friendship with the several *Indian* Nations, upon, and to the Westward of the River *Ohio*, for their Preservation in Time to come, which they conceive would be the Effect of such a Trade and Friendship, because thence in a few Years they might reasonably expect such a strong Barrier of confederate *Indians*, would be formed in that Part, and the Continent in their Favor, as would thenceforward prevent the *French* from extending their own Settlements or molesting ours. The said Petitioners therefore pray that for these Reasons, such a Chain of Forts may be erected, and such an *Indian* Factory may be established, at such Places, under such Direction, and in such Method, as to this House shall appear most conducive to guard against future Mischiefs, to promote the Success of the Common Cause, and restore Tranquility and Security to the Inhabitants of this Colony.

Also three other Petitions from the Inhabitants of the Counties of *Albemarle*, *Fairfax*, and *Frederick*, to the same Purpose, were severally presented to the House and read.

20 *Ordered*, That the said Petitions be referred to the Committee of the whole House, to whom the Consideration of the Governor's Speech is referred.

The Order of the Day being read, for the House to take into their further Consideration the Governor's Speech.

Resolved, That this House will again resolve itself into a Committee upon the said Speech To-morrow.

A Bill, *For appointing a Treasurer*, was read a second Time.

Ordered, That the said Bill be engrossed and read a third Time.

Mr *Charles Carter* reported, That the Committee appointed, had according to Order, waited on his Honor the Governor, with the Resolutions of the Committee of the whole House Yesterday agreed to; and that his Honor was pleased to say he would consider of them, and return an Answer to the House.

A Bill, *To revive an Act*, intitled, *An Act for inspecting Pork, Beef, Flour, Tar, Pitch, and Turpentine*, was read a second Time, and committed to Mr *Alexander Bolling*, Mr *Benjamin Harrison*, Junior, Mr *Landon Carter*, and Mr *Bland*.

A Bill, For continuing Part of an Act of Affembly therein mentioned, was read a second Time, and committed to Mr *Pendleton*, Mr *Benjamin Waller*, Mr *Jones*, and Mr *Landon Carter*.

A Bill, For continuing two Acts of Affembly therein mentioned, was read a second Time, and the Question being put, that the said Bill be ingrossed and read a third Time,
It passed in the Negative.

Resolved, That the said Bill be rejected.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Wednesday, March 31st, 1756.

 PETITION of the Minister, Churchwardens and Vestrymen of the Parishes of *Abington* and *Ware*, in the County of *Glocester*, was presented to the House and read, setting forth, That one *Henry Peasley*, by his last Will and Testament, dated the 17th Day of *March*, 1675, devised a certain Tract of Land, containing 600 Acres, with some Stock, to the said Parishes, for a Free School, for maintaining and educating the Children of the said Parishes: That since the said Devise several Negroes have been given to the same Uses, but the said Land being very inconveniently situated, the same is of little Use for the Purposes intended; the said Petitioners therefore pray, that an Act may pass to enable them to lease out the said Lands and Slaves, the Rents whereof would be sufficient to maintain a School in each of the said Parishes.

Ordered, That a Bill be brought in pursuant to the Prayer of the said Petition, and it is referred to Mr *Page* and Mr *Whiting*, to prepare and bring in the same.

A Petition of *Nathaniel Terry*, setting forth, That he had at great Expence and Trouble taken several Persons, who in the Disguise of *Indians*, had been robbing and plundering the Inhabitants in the Frontiers of this Colony, and brought them to Justice; and praying the Consideration of this House, for such his extraordinary Service, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Affembly.

A Claim of *David Lewis*, Junior, for taking up two Runaways therein mentioned.

Also a Claim of *Joseph Thompson*, for the same Service, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Affembly.

An ingrossed Bill, intituled, *An Act for appointing a Treasurer*, was read the third Time, and the blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Pendleton*, do carry the said Bill to the Council, for their Concurrence.

A Written Message from the Governor was delivered by Mr *Walthoe*,
Mr *Speaker*, and *Gentlemen of the House of Burgeffes*,

"I received your Address and the Resolve of your House, in regard to the Assistance expected from this Colony towards conducting the Expedition against *Crown-Point* and *Niagara*. You say it is not only impracticable but imprudent, to send so great a Proportion of Men, as is demanded from this Colony. If you cannot comply with the Number of Men expected, I recommend your voting a Sum of Money for that Service, to shew your Approbation of the Plan of Operations, which if attended with Success, will undoubtedly be of great Service to all the *British* Colonies on this Continent. I further recommend to you proper Supplies, for conducting that Part of the
"Plan

"Plan of Operations againſt Fort *Du Queſne*, and the Expedition againſt the *Shawan-
eſſe*, which, I think will be attended with conſiderable Expence."

Mr Speaker, and Gentlemen of the Houſe of Burgeſſes,

"I received your Addreſs and Reſolve, in regard to the *French* Neutrals. I muſt
"obſerve theſe People were divided among all the Colonies, from the Reſolution of the
"Council of *Nova-Scotia*, aſſiſted by Admirals *Bofcawen* and *Moſtyn*. I have great
"Reaſon to apprehend that Reſolution was agreeable to their Inſtructions from his
"Majeſty, and I have no Orders for transporting them for *Britain*; but as you are
"deſirous that they may be immediately ſhipp'd to *Britain*, and think their remaining
"here, will be attended with Danger to this Government, I am willing to comply with
"your Requeſt, and therefore deſire you will appoint proper Perſons to make Proviſion
"for their Subſiſtance, from this time till their Embarkation, and that thoſe Gentlemen
"may agree for proper Veffels to tranſport them, agreeably to the Reſolve of your Houſe.
"I ſend you herewith Governor *Lawrence's* Letter, and the Receipts for the Neutrals
"when landed here."

And the ſaid Written Meſſage was read.

22 *Ordered*, That the ſaid written Meſſage, and Governor *Lawrence's* Letter, be referred
to the Conſideration of the Committee of the whole Houſe, to whom the Governor's
Speech is committed.

The Houſe being informed that *Mr John Ruffin* attended at the Door, in Cuſtody
of the Serjeant at Arms,

Ordered, That he be brought to the Bar of this Houſe, to anſwer for his Offence in
ſpeaking thoſe Words againſt a Member of this Houſe, mentioned in an Information
Yeſterday given to the Houſe, and that *Mr Speaker* do demand of him an Anſwer to the
ſaid Information.

He was accordingly brought to the Bar, and *Mr Speaker* ſpoke as follows.

John Ruffin, The Houſe have been informed, that you, on *Monday* laſt publicly
declared before many Members of the Houſe, that *Mr Clinch* (a Member of this Houſe)
being indebted to you in a large Sum of Money, decoyed you into his Houſe, ſhut the
Door upon you, and cocked and preſented a loaded Piſtol at you (hid for that Purpoſe)
and with dreadful Oaths and Imprecations threatened your Life, and compelled you
to ſign Diſcharges for the whole Debt, and that you were ready to prove the ſame when
required. The Houſe have therefore commanded me to require of you an Anſwer to
this Charge.

To which the ſaid *John Ruffin* answered, That it was true, he had ſpoken thoſe
Words of *Mr Clinch*, and that he was ready to juſtify the ſame, and prayed the Houſe
would give him an Opportunity ſo to do.

And then he was ordered to withdraw.

Ordered, That the ſubject Matter of the Information, given to this Houſe, againſt
Mr John Ruffin, be referred to the Committee of Privileges and Elections, that they do
examine into, and report the ſame, as it ſhall appear to them, with their Opinion there-
upon to the Houſe; and that the ſaid *John Ruffin* be diſcharged out of Cuſtody, in Order
to produce Witneſſes before the ſaid Committee, in Support of his Juſtification of ſpeak-
ing the Words mentioned in the ſaid Information.

The Order of the Day being read,

The Houſe again reſolved itſelf into a Committee to take into their further Conſidera-
tion the Governor's Speech, and after ſome Time ſpent therein, *Mr Speaker* reſumed
the Chair, and *Mr Charles Carter* reported, that the Committee had had the ſaid Speech
under their further Conſideration, and had come to a Reſolution thereupon, which they
had directed him to report to the Houſe; and he read the ſame in his Place, and then
delivered it in at the Table, where it was again twice read, and agreed to by the Houſe
as follows.

Reſolved, That certain Gentlemen, be appointed to agree with proper Perſons, for
the Tranſportation of the Neutral *French*, from this Colony to *Great-Britain*.

Ordered,

Ordered, That a Bill be brought in pursuant to the said Resolution, and it is referred to M^r Charles Carter, M^r Landon Carter, and M^r Riddick, to prepare and bring in the same.

M^r Carter also informed the House, that the Committee not having Time, to go thro' the Governor's Speech, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Speech To-morrow. 23

M^r Attorney from the Committee of Privileges and Elections, reported, that the Committee had had under their further Consideration the Petition of M^r Henry Peyton to them referr'd, complaining of an undue Election and Return of M^r Henry Lee, to serve as a Burgess for the County of *Prince-William*, in this present General Assembly, and had agreed upon a Report and a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to, by the House as follows.

The fitting Member appeared before this Committee and acknowledged, that he had treated the Freeholders of the said County, to engage their Votes, after the Writ for electing Burgesses to serve for the said County, in this present General Assembly was issued, and had thereby vacated his Seat in this House, and the Petitioner declared he was satisfied, and did not desire to proceed any further upon his Petition, and thereupon

Resolved, That the said Henry Lee's Election, to serve as a Burgess for the said County of *Prince-William*, in this present General Assembly, is illegal and void.

Ordered, That an Address be made to the Governor, to Order a new Writ to issue for the electing a Burgess to serve in this present General Assembly, for the County of *Prince-William*, in the Room of M^r Henry Lee, who is voted not duly elected; and that M^r Benjamin Waller, do wait on him with the said Address.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Thursday, April 1st, 1756.


 PETITION of the Inhabitants of the County and Borough of *Norfolk*, setting forth, That the three Branches of *Elizabeth* River, run thro' the said County, over which and *Tanner's* Creek, are five public Ferries, over one of which most of the Inhabitants of the said County, are obliged to pass to Church, Court and Mufters, which is very expensive and burthenfome to them, and praying that an Act may pass to empower the Court of the said County, to appoint proper Persons yearly to keep the said Ferry, who shall be obliged to set the Inhabitants of the said County over the said Ferry, Ferry-free; and that the said Court may be empowered to levy the Expence of keeping the said Ferry, on the Inhabitants of the said County.

Also a Petition of *Philip Noland*, in Opposition to two Petitions of one *Chapman*, and one *Trammell*, which the Petitioner is informed will be presented to this House, for putting down a Ferry established from the Petitioner's Land, in the County of *Fairfax* to *Powell's* Landing, in the Province of *Maryland*.

Also a Petition of sundry Inhabitants of *Fairfax* County, praying a Division of the said County, were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Consideration of the next Session of Assembly. 24

M^r Attorney from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Petition of M^r Charles West, complaining of an undue Election, and Return, of M^r Ralph Justice, to serve as a Burgess in this present General Assembly, for the County of *Accomack*, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table where they were again twice read, and are as follow.

Resolved,

Resolved, That the Persons who voted at the said Election, whose Freeholds are questioned, either by the Petitioner or fitting Member, be examined upon Oath, before *Charles Stokeby, William Bevans, Thomas Parramore, and John Wife*, of the said County, Gentlemen, or any three of them, whether they be Freeholders or not, except such of them as did swear to their Freeholds at the Election.

Resolved, That the Petitioner and fitting Member be at Liberty to examine Witneffes before the same Persons, as to the Freehold of any Person who voted at the Election, altho' such Persons swore to their Freeholds at such Election, or shall swear to the same at the Examination, and that it be an Instruction to the Persons before whom such Examinations are to be taken, to examine how long such Voters have been in Possession of, and paid Quit-Rents for the Lands or Tenements, in Right of which they voted at the Election, and that they return the Depositions they shall take, to this Committee, by the 14th Day of *April* next.

Resolved, That this Committee will on the said 14th Day of *April*, proceed to hear Witneffes to the other Part of the Petitioner's Charge.

Resolved, That the Petitioner do within six Days, from this Time, specify and give to the fitting Member, by a List in Writing, the Names of the Voters he intends to except to, distinguishing against each Name the Heads of Exception; and that the fitting Member do the like to the Petitioner.

Resolved, That the Petitioner give to the fitting Member, within the same Time, Notice of the particular Facts, about which he intends to examine Witneffes before this Committee.

Ordered, That the said Report be recommitted to the said Committee.

The House being informed that the Sheriff of *Henrico*, attended at the Door, in Custody of the Serjeant at Arms.

Ordered That he amend his Return of the Writ, for electing Burgeffes for the said County in the Office, and that he be discharged out of Custody, paying Fees.

Mr *Gray* presented to the House, according to Order, a Bill *To enable the Nottoway Indians to sell certain Lands, and for other Purposes therein mentioned*; and the same was read the first Time, and ordered to be read a second Time.

Mr *Charles Carter*, presented to the House, according to Order, a Bill *To enable certain Persons to contract for the Transportation of the Neutral French to Great-Britain*; and the same was read the first Time, and ordered to be read a second Time.

25 *Ordered*, That Mr *Bell* have Leave to be absent from the Service of this House, for the Remainder of this Session.

Mr Attorney from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration, the Information against Mr *John Ruffin*, to them referr'd, and had agreed upon a Report and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to, by the House as follows.

Mr *Clinch* informed the Committee, that one of his material Witneffes was gone to *Georgia*, that another lived in *Carolina*, and that a third was not able to attend, having lately broke his Collar Bone.

Resolved, That the Consideration, of the said Information ought to be referred to the next Session of Assembly.

The Order being read, for the House to take into their further Consideration the Governor's Speech.

Resolved, That this House will again resolve itself into a Committee upon the said Speech To-morrow.

And then the House adjourned till to-morrow Morning Eleven o'Clock.

Friday,

Friday, April 2d, 1756.

Ordered,  HAT Mr *Curtis* have Leave to be absent from the Service of this House, till *Saturday* Se'nnight, and Mr *Lemuel Riddick*, till *Monday* Fort-night,

Mr *Alexander Bolling*, from the Committee to whom a Bill, *To revive an Act*, intituled, *An Act for inspecting Pork, Beef, Flour, Tar, Pitch, and Turpentine*, was committed, reported that the Committee had made several Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be engrossed, and read a third Time.

The House being informed that the high Sheriff of *Amelia*, was sick and unable to attend, and that he had sent down his under Sheriff, and desired that he might have Leave to amend his Return of the Writ for electing Burgeffes for the said County.

Ordered, That the said under Sheriff have leave to amend the Return of the said Writ in the Office, and that the high Sheriff of the said County be discharged paying Fees.

A Petition of fundry Inhabitants, of the County of *King* and *Queen*, setting forth, that the Warehouses at *Shepherds*, and *Turners*, in the said County, being now under one Inspection are very inconvenient to them, and praying that they may be put under separate Inspections, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

Mr Speaker informed the House, that the Governor had desired him to lay before the House, a Letter from General *Shirley* to his Honor, also a Letter from General *Shirley* to Governor *Sharpe*. 26

Ordered, That the said Letters be referred to the Committee of the whole House, to whom the Consideration of the Governors Speech is referred.

The Order of the Day being read,

The House again resolved itself into a Committee, to take into their further Consideration the Governor's Speech, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Speech under their further Consideration, and had come to two Resolutions thereupon, which they had directed him to report to the House, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House with an Amendment, as follow.

Resolved, That the Number of Men already raised, for the Protection of our Frontiers, be augmented to Two Thousand.

Resolved, That a Sum, not exceeding Twenty Thousand Pounds, be raised for the Support of the said additional number of Forces.

Upon a Motion made,

Resolved, That this House will resolve itself into a Committee, to consider of Ways and Means to raise the Sum of Twenty Thousand Pounds, pursuant to the Resolution of the Committee this Day agreed to by the House, To-morrow.

Mr Attorney from the Committee of Privileges and Elections reported, that the Committee had had under their further Consideration, the Petition of Mr *Charles West*, complaining of an undue Election and Return of Mr *Ralph Justice*, to serve as a Burgeffs in this present General Assembly, for the County of *Accomack*, and had come to several Resolutions which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, as follow.

Resolved, That the Persons who voted at the said Election whose Freeholds are questioned, either by the Petitioner or fitting Member, be examined upon Oath, before *Charles Stockley*, *William Bevans*, *Thomas Parramore* and *John Wife*, of the said County, Gentlemen,

Gentlemen, or any three of them, whether they be Freeholders or not, except such of them as did swear to their Freeholds at the Election.

Resolved, That the Petitioner and fitting Member be at Liberty to examine Witneffes, before the same Persons, as to the Freehold of any Person who voted at the said Election, altho' such Persons swore to their Freeholds at the Election, or shall swear to the same at the Examinations, and that it be an Instruction to the Persons before whom such Examination are to be taken, to examine how long such Voters have been in Possession of, and paid Quit-Rents for the Lands or Tenements, in Right of which they voted at the Election, and that they return the Depositions they shall take, to the next Session of Assembly.

27 *Resolved*, That the Petitioner give to the fitting Member, ten Days Notice of the Time and Place, where he intends to examine his Witneffes, also a List in Writing, of the Names of the Voters he intends to except to, distinguishing against each name the several Heads of Exception, and that the fitting Member do the like to the Petitioner.

Resolved, That the other Part of the said Petition ought to be examined into before the Committee, and that the Petitioner do before the next Session of Assembly, give the fitting Member Notice of the particular Facts, about which he intends to examine Witneffes before the Committee.

Resolved, That the further Consideration of the said Petition be referred to the next Session of Assembly.

A Bill *To enable the Nottoway Indians to sell certain Lands, and for other Purposes therein mentioned*, was read a second Time and committed to Mr Gray, Mr Taylor, Mr Bland, and the Members for Isle of Wight, and Nanfemond.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Saturday, April 3th¹, 1756.

✱✱✱ M ✱✱✱ R. Gray, from the Committee to whom the Bill *To enable the Nottoway Indians to sell certain Lands, and for other Purposes therein mentioned*, was committed, reported, That the Committee had made several Amendments thereto, which he read in Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed, and read a third Time. The Order of the Day being read,

The House resolved itself into a Committee, to consider of Ways and Means to raise the Sum of £.20,000, agreeable to the Resolution of the Committee, Yesterday agreed to by the House; and after some Time spent therein, Mr Speaker resumed the Chair and Mr Charles Carter reported, That the Committee had come to a Resolution thereupon, which they had directed him to report to the House, and he read the same in his Place, and then delivered it in at the Table.

Ordered, That the Consideration of the said Report be put off till *Tuesday* next.

Mr Carter also informed the House, that the Committee had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to consider further of Ways and Means to raise the said Sum of £.20,000 on *Tuesday* next.

And then the House adjourn'd till *Monday* Morning Eleven o'Clock.

Monday,

¹. So printed in the original.

Monday, April 5th, 1756.

28

✱✱✱ T ✱✱✱
 TWO new Members having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and subscribed the Test, were admitted to their Places in the House.

A Bill *To enable certain Persons to contract for the Transportation of the Neutral French to Great-Britain*, was read a second Time, and ordered to be committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Tuesday, April 6th, 1756.

✱✱✱ T ✱✱✱
 THE House being informed that the Sheriff of *Stafford*, attended at the Door in Custody of the Serjeant of Arms.

Ordered That he have Leave to amend his Return of the Writ, for electing Burgeffes for the said County in the Office, and that he be discharged out of Custody, paying Fees.

A Message from the Governor was delivered by Mr *Walthoe*,
 Mr *Speaker*,

The Governor has commanded me to lay before your House, a Letter to his Honor from Major *Andrew Lewis*, dated at *Roanoak* the 28th of *March* last, inclosing a Copy of the Minutes of a Council of War held at *Sandy-Creek* the 15th of *March*. Also a Letter from *William Fleming*, and the same were read,

Ordered, That the said Letters do lie on the Table.

The House proceeded to the Consideration of the Report from the Committee of the whole House, made on *Saturday* the 3d Instant, which was referr'd to be considered this Day, and the same being read

Ordered, That the said Report be recommitted to the said Committee.

The Order of the Day being read,

The House again resolved itself into a Committee, to consider further, of Ways and Means to raise Twenty Thousand Pounds, for the Protection of the Frontiers, and after some Time spent therein, Mr *Speaker* resumed the Chair, and Mr *Charles Carter* reported, that the Committee had considered further of Ways and Means to raise the said Sum, and had made an Amendment to the Resolution, which had been recommitted to the said Committee, which they had directed him to report to the House, and he read the same in his Place, and then delivered it in at the Table, where it was again twice read and agreed to by the House, as follows

Resolved, That a Tax of One Shilling, or ten Pounds of Tobacco *per* Poll, on every tithable Person, and one Shilling and three Pence, or twelve Pounds and an half of Tobacco, on every hundred Acres of Land within this Colony, be laid for two Years towards raising the said Sum of £.20,000 for the Protection of our Frontiers.

Ordered, That a Bill or Bills be brought in pursuant to the said Resolution, and to the Resolutions of the Committee agreed to by the House on *Friday* last, and it is referr'd to Mr *Charles Carter*, Mr *Attorney*, Mr *Landon Carter*, Mr *Bland*, Mr *Benjamin Harrison*, junior, Mr *Pendleton*, Mr *Power*, and Mr *Waller*, to prepare and bring in the same.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing a Burgeffs to serve in this present General Assembly, for the County of *King-William*, in the Room of Mr *John Martin* deceased; and that Mr *Waller*, do wait on his Honor with the said Address.

29

A Petition of the Freeholders and House-keepers of the Parish of *Bath*, in the County of *Dinwiddie*, complaining of illegal and arbitrary Proceedings of the present Vestry of the said Parish, and praying that this House will make an Enquiry, and take the same into their Consideration, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

A Petition of fundry Inhabitants of the Counties of *Goochland*, *Hanover*, *Henrico*, *Chesterfield* and *Charles-City*, setting forth, that great Inconveniences have arisen to most of the Inhabitants of the Colony, and are like to continue, for Want of a proper Circulation of Credit, inasmuch that Business is obstructed and many Families are likely to be ruined, by having their Goods sold for less than half the Value, thro' the great Scarcity of Cash, and praying that a Loan Office may be established, and Paper Currency may issue, to the amount of £.300,000 or any greater Sum that may answer the present Exigencies.

Also a Petition of the Inhabitants of the County of *Halifax* to the same Purpose, were severally presented to the House and read,

Ordered, That the said Petitions do lie on the Table.

Ordered, That Mr *Cary*, and Mr *Harris*, be added to the Committee, to whom it is referred to prepare and bring in a Bill, for establishing a Loan Office.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *To enable certain Persons to contract for the Transportation of the Neutral French to Great-Britain*,

Resolved, That this House, will resolve itself into a Committee upon the said Bill To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Wednesday, April 7th, 1756.

30  PETITION of *Benjamin Mosby*, setting forth, That in *July* last, his Waggon and Driver with five Horses and their Harnes, were impressed for His Majesty's Service, to carry Arms and Ammunition for the Use of the Rangers, and some Time afterwards the Driver returned with four of the Horses, the other being lost, and the Waggon retained in the Service, that he has been at Considerable Expence in providing for his Driver and Horses, and that at the Time they were impressed, they were appraised by indifferent Men of the Neighbourhood, and that he has not yet received any Satisfaction for them, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referred to Mr *Carrington*, Mr *Randolph*, Mr Attorney, Mr *Benjamin Waller*, and Mr *Power*, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon to the House.

Ordered, That the Treasurer of this Colony do lay his Accounts before the House.

A Message from the Council by Mr *Walthoe*,

That they have agreed to the Bill, intituled, *An Act for appointing a Treasurer*.

An engrossed Bill, intituled, *An Act to enable the Nottoway Indians to sell certain Lands, and for other Purposes therein mentioned*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Gray* do carry the said Bill to the Council for their Concurrence.

Mr *Page* presented to the House, according to Order, a Bill *For appointing Trustees to lease out certain Lands and Slaves, and for other Purposes therein mentioned*, and the same was read the first Time, and ordered to be read a second Time.

A Petition of *William Hunter* Printer, praying, That his Salary as Printer to this House

Houfe, which will expire at the End of this Seffion of Affembly, may be continued, was prefented to the Houfe and read.

Ordered, That the faid Petition be referred to M^r Bland, M^r Benjamin Waller, M^r Landon Carter, M^r Attorney, M^r Power, and M^r Randolph, that they do examine into the Merits of the faid Petition, and report the fame, as it fhall appear to them, with their Opinion thereupon to the Houfe.

The Order of the Day being read,

The Houfe refolved itfelf into a Committee upon the Bill, *To enable certain Perfons to contract for the Transportation of the Neutral French to Great-Britain*, and after fome Time fpent therein, M^r Speaker refumed the Chair, and M^r Charles Carter reported, That the Committee had had the faid Bill under their Confideration, and had made feveral Amendments thereto, which they had directed him to report to the Houfe; and he read the fame in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the Houfe.

Ordered, That the Bill with the Amendments be ingroffed, and read a third Time.

M^r Attorney from the Committee of Privileges and Elections, reported, That the Committee had had under their further Confideration, the Petition of M^r John Tabb, complaining of an undue Election, and Return of M^r William Wager, to ferve as a Burgeff in this prefent General Affembly, to them referred, and had agreed upon a Report thereupon, which he read in his Place, and then delivered in at the Table. 31

Ordered, That the Confideration of the faid Report be put off till To-morrow.

An ingroffed Bill, intituled, *An Act to revive and amend an Act, intituled, An Act for infpecting Pork, Beef, Flour, Tar, Pitch and Turpentine*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pafs.

Ordered, That M^r Pendleton do carry the faid Bill to the Council, for their Concurrence.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.



Thursday, April 8th, 1756.

A PETITION of Thomas Penman Keeper of the public Goal, fetting forth, That the late Affembly at their laft Seffion, was pleafed to continue the Method of payment of his Salary for maintaining the Prifoners, and praying that the fame may be ftill continued to him, was prefented to the Houfe and read,

Resolved, That the additional Sum of £. 15, be paid to the faid Thomas Penman every Year over and above his ufual Sallary of £.25.

Resolved, That 10lb. of Tobacco per Day, be allowed the faid Thomas Penman for every Criminal committed to the faid Goal, during fuch Criminals Imprifonment, from this Time to the End of the next Seffion of Affembly.

A Petition of fundry Proprietors of Lots, contiguous to the City of *Williamsburg*, fetting forth, That they are fubject to many Inconveniences by being without the Bounds of the fame, and praying that they may be brought within the Limits of the faid City, and enjoy the fame Privileges the Citizens thereof now do, was prefented to the Houfe, and read.

Ordered, That a Bill be brought in purfuant to the Prayer of the faid Petition, and it is referred to M^r Chifwell and M^r Waller, to prepare and bring in the fame.

A Petition of Peter Pelham, fetting forth, That in Purfuanee of an Act of Affembly made in the Year 1752, an Organ hath been purchafed, and placed in the Church in the City of *Williamsburg*: That the Petitioner fet up and fitted the faid Organ for ufe, and hath ever fince performed on the fame as Organift, and praying that this Houfe will make him fome Satisfaction for his Trouble in fetting up the faid Organ, and will appoint him

him Organift, with fuch Salary or Allowance as this Houfe fhall think fit, was prefented to the Houfe and read.

A Motion was thereupon made, That the faid *Peter Pelham*, be appointed Organift to the faid Organ, and that he be paid the Sum of £.25 Yearly out of the Public Money, for his Salary as Organift, and the Queftion being put thereupon,

It paffed in the Negative.

Resolved, That the faid Petition be rejected.

32 A Petition of fundry Perfons, fetting forth, That they are refpectively Proprietors of Tobacco, which was burnt in *Coan* Ware-houfe in the County of *Northumberland*, as will appear by a Memorial of the Tobacco burnt in the faid Ware-houfe, which was prefented to a Court held for the faid County, for Proof of Public Claims, by the Infpectors at the faid Warehoufe and certified to this Houfe, and praying the Confideration of this Houfe therein.

Alfo a Petition of fundry Perfons, fetting forth, That they are refpectively Proprietors of Tobacco, which was burnt in *Deep Creek* Warehoufe in the County of *Lancaster*, as will appear by a Memorial of the Infpectors of the faid Warehoufe annexed to the faid Petition, and praying the Confideration of this Houfe therein, were feverally prefented to the Houfe and read,

Ordered, That the faid Petitions be referr'd to M^r *Landon Carter*, M^r *Robert Carter Nicholas*, M^r *Spencer Ball*, M^r *Lee*, M^r *Washington*, and to the Members for *Lancaster* County, that they do examine into the Matter thereof, and report the fame with their Opinion thereupon to the Houfe.

The Houfe proceeded to the Confideration of the Report from the Committee of Privileges and Elections made Yefterday, and referred to be confidered this Day, and the fame was read, and is as follows,

Your Committee beg Leave to inform the Houfe, that it appears to them, that *Benjamin Lefter*, who voted for the fitting Member at the faid Election, in Right of a Tract of Land in the faid County, fufficient to entitle him to a Vote, hath paid Quit-Rents for the fame eight or ten Years paff, and fold Timber from off the fame; that upwards of twenty Years ago, there was an Houfe on the faid Land, called *Lefter's*-Houfe, and fome Ground cleared about the fame, and that the reputed Father of the faid *Benjamin*, cut and fold Timber from off the faid Land, above twenty Years ago. But *John Thrufton*, who voted for the Petitioner at the faid Election, in Right of the fame Land, produced Deeds to your Committee, for the faid Land, from one *Vellene's* to one *William Dalton*, and alfo the Will of the faid *Dalton*, by which he devifed all his Eftate to his Wife, whom the faid *Thrufton* afterwards married, and in her Right, claims the faid Land, but has never been in Poffeffion thereof. And the Petitioner offered to produce Evidence to prove that the faid *Benjamin Lefter*, was an illegitimate Son of his reputed Father; but your Committee did not think proper to enter into the Examination of that Point.

Resolved, That it is the Opinion of this Committee, That the faid *Benjamin Lefter*, had a good Right to vote for Burgeffes at the faid Election.

Resolved, That it is the Opinion of this Committee, That the faid *John Thrufton*, had no Right to vote for Burgeffes at the faid Election.

33 It alfo appeared to your Committee, That *David Curle*, who voted for the fitting Member at the faid Election, was poffeffed of Eighty-fix Acres of Land in the faid County, on which was an Orchard fenced in with Pine-Poles, and an Houfe 25 Feet by 15, much out of Repair, moft Part of the Weather-Boards being off and Part of the Shingles, and the Sills rotten, but the faid Land hath not been tended, nor hath any Perfon refided thereon for feveral Years, the faid *David Curle* having lived in *Carolina*, from whence he lately returned, and fince the faid Election hath put Slaves on the faid Land, who live in a Pen made of Poles and covered with Pine-Brufh, and in bad Weather retire to the Neighbours for Shelter; but the Relations of the faid *Curle*, have ufed to beat the Apples for Cyder, when the Orchard produced any, and did laft Year beat a large Quantity.

Resolved,

Resolved, That it is the Opinion of this Committee, That the said *David Curle*, had no Right to vote for Burgeffes at the said Election.

It likewise appeared to your Committee, That *Thomas Roberts* who voted for the fitting Member at the said Election, married the Widow of one *William Mallory*, deceased, by Virtue of his Interest in her Estate, whose former Husband died seised of one Hundred Acres of Land in the said County, and by his Will devised to her the Use of all his Estate, 'til his son *William* should come of Age, for the Maintainance and Schooling of his Children; and that by Articles entered into before the Marriage of the said *Roberts*, she conveyed all her Estate to a Trustee, to hold to him in Trust 'til the intended Marriage should take Effect, for the Uses mentioned in the Will of the said *William Mallory*, and afterwards until the said *William* the son should come of Age, in Trust to hold one fourth Part of the said Estate, for the Use of the said *Thomas Roberts*, and the other three fourths for the Use of the said *Mary*, for the Maintaining and Schooling of her Children by the said *William Mallory*, free from the Controul of the said *Roberts*, and in Case the said *Mary* should happen to die before her Son *William* came of Age, then in Trust for finishing the Crop, if any, and afterwards to hold the said Land, Slaves, and three fourths of the Personal Estate, for the Use of the Children of the said *William Mallory*, deceased, according to his Will, and the other fourth Part of the Personal Estate, to the Use of the said *Roberts* for ever. It also appeared that the said *William Mallory*, appointed his said Wife sole Executrix of his last Will, and that her Dower in the said Land hath never been assigned to her.

Resolved, That it is the Opinion of this Committee, That the said *Thomas Roberts*, had a good Right to vote for Burgeffes at the said Election.

It further appeared to your Committee, that *Nehemiah Nichols*, who voted for the Petitioner, is the reputed Son of a white Man by a dark Mulatto Woman, as dark as any Negroe, but his Grandmother was a white Woman; and that *Joseph Nichols* who also voted for the Petitioner, is the Son of the said *Nehemiah* by a white Woman, and both of them are of dark Complexion.

Resolved, That it is the Opinion of this Committee, That the said *Nehemiah Nichols* and *Joseph Nichols*, had no Right to vote for Burgeffes at the said Election.

It further appeared to your Committee, That *John Lyall* and *Thomas Craghead*, at a Muster of a Company of the Militia of the said County, of which the fitting Member is Captain, did between the Test of the said Writ and the Election of Burgeffes for the same County, treat the Persons there present with Punch, and drink Mr *Wager's* Health. That he invited several People to Mr *Wager's*, but was at the Expence of the Liquor himself, and gave it without, and even against Mr *Wager's* Consent, who desired him not to do so 'til the Election was over. That upon his invitation, several Freeholders went to Mr *Wager's* and were there kindly entertained, with Victuals and Drink, but no Solicitations or Threats were then used by Mr *Wager*, touching the Election of Burgeffes for the said County; but, he did say, that if his Friends would stand by him he should carry his Election: And the said *Craghead*, declared to your Committee, that Mr *Wager* had assisted him in his Distress, and therefore he did treat the Freeholders at that Time, and would as often as Mr *Wager* and Mr *Wythe*, should be candidates for that County. That Mr *Wager* for many Years past hath kept an hospitable House, and freely entertained all Persons that came there, as well Strangers as Freeholders. That at the Muster of his Company, after the Exercise was over, he usually treated them with Punch, and they would after that come before his Door and fire Guns in Token of their Gratitude, and then he would give them Punch 'til they dispersed, and that this has been a frequent Practice for several Years.

It also appeared to your Committee, That at a Meeting of fundry Freeholders of the said County between the Test of the Writ and Day of Election, procured by Mr *Wythe* who was a Candidate or his Friends, That some of Mr *Wythe's* Friends declared, he would serve as Burgefs for the said County for nothing, and that they would give Bond to repay any Thing that should be levied on the County for him, and Mr *Wager* being at

a Distance, and hearing this Declaration, came up and said, he would serve on the same Terms, or on the same Terms as his Colleagues; upon which one *Cary* declared, now we have got two Men that will serve us for nothing, which he was glad of, as he found it very difficult to pay his Taxes; but he did not vote for Mr *Wager* at the said Election.

Resolved, That it is the Opinion of this Committee, That the said Mr *Wager*, hath not vacated his Election by such Proceedings.

But on Examination of a Copy of the Poll, taken at the said Election, it appeared to your Committee, That the fitting Member had three Votes more than the Petitioner, seven of which, *to wit*, *Christopher M'Donald*, *John Lewis*, *Thomas Roberts*, *Alexander Rhonald*, *Willis Scot*, *George Wray*, Junior, and *John Lyall*, it is the Opinion of your Committee, had no Right to vote at the said Election; and your Committee are also of the Opinion, that three of the Persons who voted for the Petitioner at the said Election, had no Right so to do, *to wit*, *Nehemiah Nichols*, *Joseph Nichols*, and *John Thruston*; but that the Petitioner hath a Majority of legal Votes on the said Poll, and therefore

Resolved, That it is the Opinion of this Committee, That the said Mr *William Wager* is not duly elected to serve as a Burgess in this present General Assembly, for the said County of *Elizabeth City*.

Resolved, That it is the Opinion of this Committee, That the Petitioner Mr *John Tabb*, is duly elected to serve as a Burgess in this present General Assembly, for the said County.

The first and second Resolutions being read a second Time, and the Question severally put that the House agree thereto,

Resolved in the Affirmative.

35 The third and fourth Resolutions being also read a second Time, and the Question severally put that the House agree thereto,

Resolved in the Negative.

Then the other Resolutions being also read a second Time, and the Question severally put that the House agree thereto,

Resolved in the Affirmative.

Ordered, That the Clerk of the Secretary's Office, do erase the Name of *William Wager*, out of the Return of the Writ for the Election of the Burgesses for the County of *Elizabeth-City*, and that he do insert instead thereof the Name of *John Tabb*.

A Bill, *For appointing Trustees to lease out certain Lands and Slaves, and for other Purposes therein mentioned*, was read a second Time and committed to Mr *Landon Carter*, the Members of *Gloster County*, Mr *Benjamin Waller*, and Mr *Attorney*.

Upon a Motion made,

Ordered, That a Committee be appointed to inspect and examine into the several Claims of the Militia, that were ordered out for the Protection of the Frontiers, and that it consist of the following Persons, *viz.* Mr *Fairfax*, Mr *Martin*, Mr *West*, Mr *Slaughter*, Mr *Randolph*, Mr *Lee*, Mr *William Waller*, Mr *Pendleton* and Mr *Swearingen*.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Friday, April 9th, 1756.



WO new Members having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

A Petition of *Charles Anderson* and *William Boyd*, setting forth, That they had each of them a Waggon with their Horses and Drivers impressed to carry Goods for the Soldiers at *Fort Frederick*: That the Petitioner *Anderson's* Team was employed in the Service 28 Days, and the said *William Boyd's* 25 Days, and that they provided for their said Horses and Drivers, during the Time they were so employed, and have not yet received any Satisfaction for the same, was presented to the House and read,

Ordered,

Ordered, That the said Petitions be referr'd to the Committee to whom the Petition of *Benjamin Mosby*, was referr'd, on *Wednesday* last; that they do examine into the Allegations thereof, and report the same with their Opinion thereupon to the House.

Several Claims of fundry Persons for Tobacco burnt at at *Pitts* Warehouse, on *Pocomoke* River in the County of *Accomack* were presented to the House and read,

Ordered, That the said Claims be referr'd to the Committee to whom the Petitions of the Proprietors of the Tobacco, burnt in *Coan* and *Deep Creek* Warehouses, were Yesterday referr'd. That they do examine into the Allegations thereof, and report the same with their Opinion thereupon to the House,

Ordered, That *Mr Bland*, *Mr Benjamin Waller* and *Mr Power*, be added to the said Committee. 36

A Memorial signed by Col. *George Washington* and most of the Officers of the *Virginia* Regiment, praying that this House will address His Majesty, to put the said Regiment on the *English* Establishment, was presented to the House and read,

Ordered, That the said Memorial do lie on the Table.

Mr Charles Carter presented to the House according to Order, a Bill, *For raising the sum of Twenty Thousand Pounds, for the better Protection of the Inhabitants on the Frontiers of this Colony*, and the same was read the first Time, and ordered to be read a second Time.

Mr Landon Carter from the Committee to whom the Bill, *For appointing Trustees to lease out certain Lands and Slaves, and for other Purposes therein mentioned*, was committed, reported that the Committee had examined into the Allegations of the said Bill, and them found to be true, but had made no Amendments thereto. And he delivered the Bill in at the Table.

Ordered, That the said Bill be ingrossed, and read a third Time.

A Petition of *Walter Boyd*, setting forth, That in *January*, 1755, one *Peter Brown* who was enlisted as a Soldier in the Expedition to the *Ohio*, was by the Fall of a Tree crippled, by having both his Legs and one of his Thighs broke, while he was going on board a Transport at *Blandford*, that the said *Brown* was by his Captain sent to the Petitioners House, where he lay more than a year unable to stir without Assistance, and that the Petitioner has been at great Expence and Trouble in his Cure, and hath not yet received any Satisfaction for the same, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referred to *Mr Bland*, *Mr Hedgeman*, *Mr Alexander Bolling*, *Mr Randolph*, *Mr Landon Carter*, *Mr John Nicholas*, the Members for *Dinwiddie* County, and *Mr William Thornton*; that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon to the House.

A Petition of fundry Inhabitants of the County of *Lunenburg*, setting forth, That by the Destruction of their Crops, occasioned by the long Drought last Year, and the early Frosts, they are reduced so very low, as to be scarce able to subsist, or provide themselves with the common Necessaries of Life, and are utterly unable to pay the Officers Fees, and other Taxes they are subject to, and praying, That an Act may pass to prohibit the Clerks, Surveyors, and other Officers, from demanding more than one third of their Fees, due this Year, and that they may be compelled to stay for the other two thirds 'till the finishing another Crop, and that there may be a Suspension of all Demands for Interest due on any Bonds, and that no Executions may be levied for the same Time; was presented to the House and read, and the Question being put, that the said Petition be referred,

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Representation of the Inspectors at *Crutchfield's* Warehouse, in the County of *Hanover*, setting forth, That on the 7th Instant, two of the said Warehouses took Fire in the Night, (by some Means unknown to them) and were consumed, together with about forty Hogheads of Tobacco therein, but that the exact Quantity is unknown to them, 37

them, or to whom the same belonged, their Books being burnt at the same Time; and submitting the same to the Consideration of this House, was presented to the House and read.

Ordered, That a Bill be brought in for appointing Commissioners, to enquire into the Losses sustained by the Burning of the said Warehouses, and it is referred to Mr *Henry Robinson*, to prepare and bring in the same.

Ordered, That it be an Instruction to the said *Henry Robinson*, to receive a Clause or Clauses to inquire into the Burning of the said Warehouses, and to offer a Reward to any Person or Persons who shall discover and apprehend the Authors of the said Fire.

An ingrossed Bill intituled, *An Act to enable certain Persons to contract for the Transportation of the Neutral French to Great-Britain*, was read a third Time, and the Blanks therein filled up,

Resolved, That the Bill do pass,

Ordered, That Mr *Charles Carter*, do carry the said Bill to the Council for their Concurrence,

Upon a Motion made,

Ordered, That there be a Call of the House to-morrow.

A Message from the Council by Mr *Walthoe*,

That they have agreed to the Bill, intituled, *An Act to revive and amend an Act, intituled, An Act for inspecting Pork, Beef, Flour, Tar, Pitch and Turpentine.*

Also to the Bill, intituled, *An Act To enable the Nottoway Indians to sell certain Lands, and for other Purposes therein mentioned.*

Also to the Bill, intituled, *An Act to enable certain Persons to contract for the Transportation of the Neutral French to Great Britain*, without any Amendments.

Ordered, That Mr *Walke*, have Leave to be absent from the Service of this House, till Thursday next.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.



Saturday, April 10th, 1756.

Ordered,  THAT Mr *Edmunds* have Leave to be absent the Remainder of this Session, for the Recovery of his Health; and Mr *Hutchings* 'til Wednesday next.

Mr *Carrington* reported, That the Persons appointed had according to Order, examined into the Allegations of the Petition of *Benjamin Mosby*, to them referred, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House, as follows.

Resolved, That the Allegations of the said Petition are true, and that the said *Benjamin Mosby* ought to be paid by the Public, the Sum of £.41 8s. 6d. for his Losses and Services, mentioned in the said Petition.

38 *Ordered*, That it be an Instruction to the Committee, appointed by an Act of Assembly, intituled, *An Act for raising the Sum of £.40,000 for the Protection of His Majesty's Subjects on the Frontiers of this Colony*, to make an Allowance to the said *Benjamin Mosby*, pursuant to the said Resolution.

A Bill *For raising the Sum of £.20,000 for the better Protection of the Inhabitants on the Frontiers of this Colony*, was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

The House accordingly resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter*, reported, That the Committee had had the said Bill under their Consideration, and gone thro' the same, but had made no Amendments thereto.

Upon a Motion made,

Ordered,

Ordered, That the said Bill be recommitted to the said Committee.

Resolved, That this House will resolve itself into a Committee, upon the said Bill on Monday next.

Ordered, That a Committee be appointed to examine such inrolled Bills, as are ready for the Governor's Assent, and that it consist of the following Persons, viz. Mr Bland, Mr Fleming, Mr Henry Robinson, and Mr William Waller.

Ordered, That Mr Bland, and Mr Westwood, be added to the Committee to whom the Claims of the Militia, ordered out for the Protection of the Frontiers, are referred.

Ordered, That the Call of the House be put off 'til Monday next.

And then the House adjourned till Monday Morning Eleven o'Clock.



Monday, April 12th, 1756.

NEW Member having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

A Claim of *Drury Scruggs*, for taking up a Runaway therein mentioned.

Also a Claim of *Josiah Randle*, for the same Service.

Also a Claim of *John Retterford*, for the same Service.

Also a Claim of *John Witch*, for the same Service; were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

A Petition of *Mary Burney* Widow, setting forth, That her late Husband *Thomas Burney*, was employed in the late Expedition as a Guide to the Forces under the Command of General *Braddock*, and that he was killed in the Engagement on *Monongahela*, by which Means her Family is reduced to great Distress having lost their only Support; also a Representation of Sir *John St. Clair* annexed to the said Petition, representing her to this House as a proper Object of Compassion, were severally presented to the House and read.

Ordered, That the said Petition be referred to the Committee to whom the Petition of *Benjamin Mosby* was referred, That they do examine into the Allegations thereof, and report the same with their Opinion thereupon to the House.

A Petition of sundry Inhabitants, of the County of *Hampshire*, setting forth, That they are reduced to great Distress and Poverty, by the frequent Incurfions and Depredations of their merciless Enemies, so that they are obliged to abandon their Plantations, and leave their Crops unattended, and praying that this House will exempt them from the Payment of the heavy Taxes laid on them for the Support of the War, was presented to the House and read,

Ordered, That the said Petition do lie on the Table.

Mr Bland reported that the Committee appointed, had according to Order examined the inrolled Bills, and rectified such Mistakes as were found therein, and that they were truly inrolled,

Ordered, That Mr Bland do carry the inroll'd Bills, to the Council for their Inspection.

An ingrossed Bill, intituled, *An Act for appointing Trustees to Lease out certain Lands and Slaves, and for other Purposes therein mentioned*, was read a third Time, and a Blank therein filled up,

Resolved, That the Bill do pass,

Ordered, That Mr Page do carry the said Bill to the Council for their Concurrence.

Mr Bland, reported that the Committee appointed had according to Order examined into the Merits of the Petition of *William Hunter* to them referr'd, and had come to a Resolution

Refolution thereupon, which he read in his Place and then delivered in at the Table, where the fame was again twice read and agreed to by the Houfe with an Amendment, and is as follows,

Resolved, That the Sum of £.300 *per Annum* be allowed to *William Hunter* Printer, to continue to the End of the next Seffion of Affembly, as a full Confideration for printing the Journal of the Houfe of Burgeffes, Printing the Laws of each Seffion, and fending thirteen of them to every County Court Clerk, one of which to be half bound for the Ufe of the Court, Printing Infpectors Notes and Books, Proclamations, and other public Advertisements.

Ordered, That the faid Refolve be ingroffed, and that *Mr Bland* do carry it to the Council, for their Concurrence.

A written Meffage from the Governor was delivered by *Mr Walthoe*,

Mr Speaker, and Gentlemen of the Houfe of Burgeffes,

"I have thought it proper to communicate to your Houfe my Commiffion and "Inftuctions to *Peter Randolph* and *William Byrd*, Efqs; appointed Commiffioners to "treat on Behalf of this Government with the *Catawbas* and *Cherokees*, with my Letter to "thofe Gentlemen, containing fome Obfervations which I judged might prove of Service in their Negotiations with thofe People, and my two Speeches to the *Catawbas* and *Cherokees*: And to give you all the Satisfaction I am at prefent capable of, I fend you the "joint Letters of the Commiffioners to me, dated the 17th of laft Month; the Treaty I "have not yet received, nor expect it before their Return."

40 And the faid written Meffage and Papers therein mentioned, were read and ordered to be referred to the Committee of the whole Houfe to whom the Bill, *For raifing the Sum of £. 20,000 for the better Protection of the Inhabitants on the Frontiers of this Colony*, is recommended.

Mr Chifwell prefented to the Houfe according to Order, a Bill, *For adding certain Lands therein mentioned to the City of Williamsburg*; and the fame was read the firft Time, and ordered to be read a fecond Time.

The Order of the Day being read, for the Houfe to take into their Confideration, the Report from the Committee of Privileges and Elections, made on *Saturday* the 27th of *March* laft, and referr'd to be confidered this Day,

Ordered, That the Confideration of the faid Report be put off till *Monday* next.

The Order of the Day being read,

The Houfe again refolved itfelf into a Committee upon the Bill, *For raifing the Sum of £.20,000 for the better Protection of the Inhabitants on the Frontiers of this Colony*; and after fome Time fpent therein, *Mr Speaker* refumed the Chair, and *Mr Charles Carter* reported that the Committee had had the faid Bill under their further Confideration, but not having Time to go thro' the fame, they had directed him to move for Leave to fit again.

Resolved, That this Houfe will again refolve itfelf into a Committee upon the faid Bill To-morrow.

Several Claims of fundry Perfons, for Provisions found for the Ufe of the Militia ordered out for the Protection of the Frontiers, were prefented to the Houfe and received.

Ordered, That the faid Claims be referr'd to the Committee, to whom the Claims of fundry Perfons for Provisions found for the Ufe of the faid Militia, were heretofore referr'd: That they do examine into, and report the fame, with their Opinion thereupon to the Houfe.

Ordered, That *Mr Walker* be added to the faid Committee.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.

Tuesday,

Tuesday, April 13th, 1756.

Upon a Motion made,

Ordered,  HAT Mr *Power* and Mr *Clinch*, have Leave to wave their Privilege as Members of this House, and that they be at Liberty to answer Indictments to be preferred against them respectively in the General Court now sitting.

Resolved, That any Member of this House, may have Leave to appear as a Witness, and give Evidence upon Indictments preferred in the General Court against any other Member.

A Message from the Governor by Mr *Waltheof*,

Mr *Speaker*,

The Governor has commanded me to lay before your House, a Letter from Colonel *Washington* dated at *Winchester* the 7th Instant, inclosing a Letter to him from Lieutenant Colonel *Stephen*, from Fort *Cumberland* of the 4th Instant, also an Account of a late Engagement with a small Party of *French* and *Indians*, together with a Commission and Instructions from *Dumas*, the Commandant of the *French* Forces at Fort *Du Quesne* to Monsieur *Donville* who commanded the above Party, and who was killed in the said Engagement, dated at Fort *Du Quesne* the 23d of *March* last.

And the said Letters and Papers were read, and ordered to be referred to the Committee to whom the Bill, *For raising the Sum of £.20,000, for the better Protection of the Inhabitants on the Frontiers of this Colony*, was referred.

Ordered, That Mr *Veal*, have Leave to be absent from the Service of this House till Wednesday Se'nnight, and Mr *Keeling* till Thursday Se'nnight.

A Petition of *William Lightfoot*, Esq; praying, That he may be allowed for 434 lbs. Tobacco burnt in *Kennon's* Ware-house in the Year 1752.

Also a Petition of the Inhabitants of the Parish of *Cumberland* in the County of *Lunenburg*, praying a Division of the said Parish, were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Consideration of the next Session of Assembly.

Upon a Motion made,

Ordered, That the Treasurer be directed to pay the Sum of Twenty Five Pounds out of the Public Money in his Hands, to be divided amongst the Soldiers who were in, and survived the late Engagement with the *French* and *Indians*, on *North-River*.

A Petition of *Margaret Baker*, setting forth, That the Petitioner living on the Frontiers of this Colony, was on the 24th of *April* last scalped by two *Indians* and miserably wounded, and that they at the same Time robbed her Parents of all they were worth, and praying Relief of this House, was presented to the House and read.

Ordered, That the said Petition be referred to Mr *Landon Carter*, Mr *Bland*, and Mr *Cocke*, That they do examine into the Allegations thereof, and report the same, with their Opinion thereupon to the House.

An Account of Mr *Archibald Cary* against the Public, for Transportation of Arms and Ammunition from *Warwick* to *Cumberland* and *Albemarle*, was presented to the House and read.

Ordered, That the said Account be referred to the Committee, to whom the Petitions of Mr *Anderson* and Mr *Boyd* were referred, That they do examine into the several Articles thereof, and report the same with their Opinion thereupon to the House.

Upon a Motion made,

Resolved, That a Bill be brought in, For disarming Papists, and reputed Papists refusing to take the Oaths to the Government, and it is referred to Mr Attorney to prepare and bring in the same.

A Petition of *Alexander Finnie*, setting forth, That he had been at great Expence and Trouble in enlisting of Men for the Service of this Colony, by Order of his Honor the Governor,

Governor, and had paid for their Maintenance at Ordinaries in the different Counties, till delivered to the proper Officers, and had also paid Sheriffs and Conftables for bringing in Vagrants, and also paid Ferriages for the Soldiers. That upon presenting his
 42 Account to the Committee appointed by Act of Affembly, they had allowed him only Eight Pence *per* Day for Maintaining the faid Men, tho' he was obliged to pay Fifteen Pence, by which means he has advanced £.37, and praying the Consideration of this Houfe, was prefented to the Houfe and read, and the Queftion being put that the faid Petition be referred to a Committee,

It pafs'd in the Negative.

Resolved, That the faid Petition be rejected.

The Order of the Day being read, for the Houfe to refolve itfelf into a Committee, to take into their further Consideration the Bill, *For raifing the Sum of £20,000 for the better Protection of the Inhabitants on the Frontiers of this Colony.*

Resolved, That this Houfe will again refolve itfelf into a Committee upon the faid Bill To-morrow.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.



Wednesday, April 14th, 1756.



R. Landon Carter reported, that the Committee appointed, had had under their Consideration the feveral Petitions and Claims of the Proprietors of the Tobacco burnt in *Coan*, *Deep Creek* and *Pitts*, Warehoufes, together with Memorials of the Infpectors at *Coan* and *Deep Creek* Warehoufes to them referr'd, and had agreed upon a Report, and come to feveral Refolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houfe as follow.

It appears to this Committee, That 2 Hogfheads of crop Tobacco infpected in the Year 1753, containing 2109 lb. Nett Tobacco, 1 Hogfhead infpected in 1754 containing 996 lbs. of nett Tobacco, and 44 Hogfheads infpected in 1755 containing 42559 lbs. nett Tobacco, alfo 8352 lbs. Transfer nett Tobacco, and 23097 lbs. Transfer Tobacco infpected in 1755, and alfo 3 Hogfheads containing 3275 lbs. nett Tobacco not infpected, were burnt in *Coan* Warehouse.

Resolved, That the feveral Proprietors of the faid Two Hogfheads infpected in the Year 1753; of the faid Transfer Tobacco, and of the 3 Hogfheads not infpected, ought to be allowed by the Public at the Rate of 10*f.* and 6*d.* *per* Cent. That the Proprietor of the Hogfhead infpected in 1754, be allowed at the Rate of 12*f.* *per* Cent. That the Proprietors of the 44 Hogfheads infpected in 1755, be allowed at the Rate of 12*f.* and 6*d.* *per* Cent. And that the Proprietors of the Transfer nett Tobacco, be allowed at the Rate of 11*f.* *per* Cent.

It alfo appears to this Committee, that 18 Hogfheads of Crop Tobacco, containing 14183 lbs nett Tobacco, and 7470 lbs. Transfer nett Tobacco, were burnt in the Warehoufes at *Deep Creek*.

Resolved, That the feveral Proprietors of the faid Tobacco ought to be paid by the Public for the Crop at the Rate of 12*f.* and 6*d.* *per* Cent. and the Transfer at 11*f.* *per* Cent.

Resolved, That the Proprietors of the Tobacco burnt in *Pitts* Warehouse ought to be
 43 provided for by the Bill, for Relief of the Proprietors of Tobacco burnt in *Crutchfield's* Warehouse.

Ordered, That it be an Inftitution to the Committee, to whom it is referr'd to bring in a Bill, for continuing Part of an Act of Affembly therein mentioned, that they receive a Clause or Clauses purfuant to the two firft Refolutions.

Ordered,

Ordered, That it be an Instruction to the Committee, to whom it is referred to bring in a Bill, for the Relief of the Proprietors of the Tobacco burnt in *Crutchfield's* Warehouse, that they receive a Clause or Clauses, pursuant to the last Resolution.

Ordered, That *Mr Bland*, *Mr John Nash*, *Mr Thomas Nash* and *Mr Fleming*, be added to the Committee, to whom the Petitions of *Mr Charles Anderson* and *Mr William Boyd* are referr'd.

A Claim of *Moris Bledsye*, for taking up a Runaway therein mentioned, was presented to the House and read.

Ordered, That the said Claim be referred to the Consideration of the next Session of Assembly.

Mr Bland reported, that the Committee to whom the Petition of *Walter Boyd* was referred, had examined into the Allegations of the said Petition, and found them to be true, and had come to a Resolution thereupon, which he read in his Place and then delivered in at the Table, where the same was again twice read, and agreed to by the House as follows.

Resolved, That the said *Walter Boyd* be allowed the Sum of Twelve Pounds, as a full Compensation for his Expence and Trouble in maintaining, and taking Care of the said *Peter Brown*, in the Petition mentioned.

Ordered, That it be an Instruction to the Committee, appointed by an Act of Assembly for raising £.40,000, that they make an Allowance to the said *Walter Boyd*, pursuant to the said Resolution.

The Order of the Day being read,

The House again resolved itself into a Committee upon the Bill, *For raising the Sum of £.20,000 for the better Protection of the Inhabitants on the Frontiers of this Colony*: And after some Time spent therein, *Mr Speaker* resumed the Chair, and *Mr Charles Carter* reported, that the Committee had had the said Bill under their further Consideration, together with the several Papers to the said Committee referred, and had come to two Resolutions thereupon, which they had directed him to report to the House, and he read the same in his Place and then delivered them in at the Table, where they were again twice read, and agreed to by the House as follows.

Resolved, That a Fort be erected in the Country of the *Cherokees*.

Resolved, That an humble Address be made to the Governor, to desire that his Honor will be pleased to pay for erecting the said Fort, out of the Money (which His Majesty was pleased to send to him for the Use of this Colony) now remaining in his Hands, and which his Honor informed the Committee appointed for the Disposition of £.40,000, should be applied towards the Expedition.

Ordered, That *Mr Charles Carter* do wait on his Honor the Governor with the said Resolutions.

Mr Carter also informed the House, that the Committee not having Time to go thro' the said Bill, they had directed him to move for leave to sit again.

Resolved, That this House, will again resolve itself into a Committee upon the said Bill To-morrow.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For further amending an Act, intituled, An Act, for making Provision against Invasions and Insurrections*.

Also a Bill, *For Preservation of the Cattle bought for the Support of the Virginia Forces*, and it is referr'd to *Mr Walker* to prepare and bring in the said Bills.

Upon a Motion made,

Ordered, That a Committee be appointed, to enquire into the Conduct of the Officers and Men lately sent out upon an Expedition against the *Shawnee Indians*, and that it consist of the following Persons, *viz. Mr Randolph*, *Mr Martin*, *Mr Hedgman*, *Mr Landon Carter* and *Mr Bland*.

A Claim of *William Green*, Assignee of *William Wall*, for several Services as one of the Militia ordered out for the Protection of the Frontiers.

Also

Also a Claim of the said *William Green* Assignee of *Charles Lewis*, for Provisions found for the Use of the said Militia, were severally presented to the House and received.

Ordered, That the said Claims be referr'd to the Consideration of the Committee, to whom fundry other Claims of the said Militia are referr'd.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Thursday, April 15th, 1756.

 PETITION of fundry Pilots setting forth, That the Fees for Pilotage as they are now established by Act of Assembly, are not sufficient to recompence them for their Services in that Business, and praying, that the Act of Assembly for establishing Pilots and regulating their Fees may be amended, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

Upon a Motion made,

Ordered, That all such Militia Claims as have been presented to this, and referred to the next Session of Assembly, be delivered by the Clerk to the Committee appointed to examine into such Claims.

A Message from the Council by Mr *Walshoe*.

That they have agreed to the Resolve of this House, for allowing *William Hunter* Printer, £.300 *per Annum*, for his Salary.

And that they have inspected the inrolled Bills, and are satisfied they are truly inrolled.

Mr *Carrington* reported, That the Committee appointed had examined the Petitions
45 of *Charles Anderson* and *William Boyd* to them referr'd, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House as follows,

Resolved, That the Allegations of the said Petitions are true. That the said *Charles Anderson*, for 28 Days Service of his Waggon, Driver and Horses, and for Provisions in carrying Arms, Ammunition, and Goods to Fort *Frederick* be allowed the Sum of £.24 10s. And that the said *William Boyd* for the same Service 25 Days, be allowed the Sum of £.21 17s. 6d., to be paid by the Public.

Mr *Carrington* also reported, That the said Committee had examined into the Account of *Archibald Cary* to them referr'd, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House as follows.

Resolved, That the said *Archibald Cary*, for carting Arms to *Cumberland Court-House*, and for the *Cherokee Indians* to *Albemarle*, be allowed the Sum of £.15 Current Money, by the Public.

Ordered, That it be an Instruction to the Committee appointed by Act of Assembly for raising £.40,000, to make the several Allowances pursuant to the said Resolutions.

Mr *Randolph* reported, that the Committee appointed to enquire into the Conduct of the Officers and Men employed on the late Expedition against the *Shawnee*, had examined several Witnesses and agreed upon a Report, which he read in his Place, and then delivered in at the Table, where it was again twice read and agreed to by the House as follows,

Resolved, That Major *Andrew Lewis*, who commanded the Expedition, hath discharged his Duty with Integrity and Resolution, and that the ill Success thereof was entirely owing to the refractory and mutinous Behaviour of Captain *Obediah Woodson*, *John Smith*, and *John Montgomery*, who commanded the Volunteers, and of the said Volunteers.

Ordered,

Ordered, That an Address be made to the Governor, to desire that his Honor would be pleased to stop the Pay of the said *Woodson, Smith, and Montgomery*, and that the Officers may never more be employed as Officers in His Majesty's Service.

Mr *Charles Carter* reported that he had according to Order, waited on the Governor with the Resolutions of the Committee Yesterday agreed to by the House, and that his Honor was pleased to say he would return an Answer to them To-day.

A written Message from the Governor by Mr *Walthoe*,
Mr *Speaker*, and Gentlemen of the House of Burgeffes,

"In Answer to your Resolve, I am to acquaint you, that since the Conversation
"between your Committee and myself, concerning the Application of the Ballance
"remaining in my Hands, of the Money His Majesty was graciously pleased to send for
"the Protection of the Colony, I have disbursed several large Sums in the Purchase of
"Bees and other Necessaries for the Forces; however I will engage to furnish Eight
"Hundred Pounds towards that necessary Work, the Erecting the Fort you have resolved
"on in the *Cherokee* Country: But I should be glad you would appoint some proper Persons
"to make an Estimate of the Expence of the Undertaking, that a suitable Provision may 46
"be made to go on with the Work with Dispatch and Regularity."

And the said written Message was read and referred to the Committee of the whole House on the Bill, *For raising the Sum of £.20,000 for the better Protection of the Inhabitants on the Frontiers of this Colony.*

Upon a Motion made,

Ordered, That a Message be sent to the Governor, to acquaint him that a Bill has passed the Council and this House, intituled, *An Act to enable certain Persons to contract for the Transportation of the Neutral French to Great-Britain*; and that this House desire his Honor would be pleased to give his Assent to the said Bill, that it may be immediately put in Execution, and that Mr *Landon Carter* do wait on him with the said Message.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For raising the Sum of £.20,000 for the better Protection of the Inhabitants on the Frontiers of this Colony*;

Resolved, That this House will again resolve itself into a Committee upon the said Bill on *Saturday* next.

Upon a Motion made,

Ordered, That there be a Call of the House, on *Monday* next.

Ordered, That Mr *Francis Smith*, have Leave to be absent from the Service of this House, till *Thursday* next, and Mr *Gray*, till *Wednesday* next.

A Message from the Governor by Mr *Walthoe*,

Mr *Speaker*,

The Governor commands the immediate Attendance of your House in the Council Chamber, and that you bring with you the Bill, *To enable certain Persons to contract for the Transportation of the Neutral French to Great-Britain*, to which he is ready to give his Assent.

Mr *Speaker* with the House went up accordingly, and the Governor was pleased to give his Assent to the said Bill.

And then the House adjourn'd till *Saturday* next, Eleven o'Clock.



Saturday, April 17th, 1756.



THE Order of the Day being read, for the House to resolve itself into a Committee to take into their further Consideration the Bill, *For raising the Sum of £.20,000 for the better Protection of the Inhabitants on the Frontiers of this Colony*,

Resolved, That this House will again resolve itself into a Committee, upon the said Bill on *Monday* next.

A Petition of *John Stewart*, setting forth, That he was a Soldier in the Forces under the Command of General *Braddock*, and that he was wounded in the Battle on the *Monongahela*, whereby he is render'd incapable of getting a Livelihood, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referred to Mr *Hugh West*, Mr *Hedgman*, and Mr ⁴⁷ *Dangerfield*, That they do examine into the Allegations thereof, and report the same with their Opinion thereupon to the House.

A Claim of *Joseph Dawson*, for taking up a Runaway therein mentioned, was presented to the House and received,

Ordered, That the said Claim be referred to the Consideration of the next Session of Assembly.

A Petition of the Inhabitants of *Albemarle* County, praying that the Ferry of *William Megginson* late *James Fenley's* over the *Fluvanna* may be put down, and another Ferry established about a Mile above the same, from the Land of the said *William Megginson* on the North Side of the *Fluvanna* to the Land he now dwells on, was presented to the House and read,

Ordered, That a Bill or Bills be brought in pursuant to the Prayer of the said Petition, and it is referr'd to Mr *John Nicholas* to prepare and bring in the same.

Mr *Fairfax* reported, That the Committee appointed had had under their Consideration, the several Claims of the Militia drafted out for the Protection of the Frontiers, and had come to several Resolutions thereupon, which he read in his Place; and then delivered in at the Table.

Ordered, That the said Report do lie on the Table.

And then the House adjourned till *Monday* Morning Eleven o'Clock.



Monday, April 19th, 1756.

 PETITION of *Thomas Johnson* was presented to the House and read, setting forth, That he is seized as Tenant in Fee-tail of a certain Tract of Land in *Caroline* County, containing 2765 Acres, and that he is seized in Fee-simple of a Tract of Land in *Louisa* containing 5120 Acres; and that it would be greatly to the Advantage of the Petitioner and his Family, to dock the Intail of the said Lands in *Caroline*, and to settle the said Tract of Land in *Louisa* with Slaves annexed thereto, which will be of greater Value to the same Uses, and praying that an Act may pass for that Purpose.

Ordered, That a Bill be brought in pursuant to the Prayer of the said Petition, and it is referr'd to Mr *Pendleton* to prepare and bring in the same.

Mr Attorney presented to the House according to Order, a Bill, *For disarming Papists* and reputed *Papists, refusing to take the Oaths to the Government*; and the same was read the first Time, and ordered to be read a second Time.

The House proceeded to the Consideration of the Report made on *Saturday* last, from the Committee to whom the several Claims of the Militia ordered out for the Service of this Colony were referr'd which was ordered to lie on the Table, and the same being read,

⁴⁸ *Ordered*, That the said Report be recommitted to the said Committee.

The Order of the Day being read,

The House again resolved itself into a Committee upon the Bill, *For the better Protection of the Inhabitants on the Frontiers of this Colony*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had

had

had the said Bill under their further Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Tuesday, April 20th, 1756.

MEMBER returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

Mr Bland presented to the House according to Order a Bill, *For supplying the Deficiencies of the several Funds for the Protection of this Colony, against the Encroachments and Depredations of the French and Indians, and for advancing and securing the Public Credit*; and the same was read the first Time, and ordered to be read a second Time.

A Petition of *Samuel Overton* and *James Gun*, setting forth, That they were sent out upon the late intended Expedition against the *Shawanese*, and that before their Return they each of them lost their Guns and several other Things of considerable Value, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referr'd to Mr *Landon Carter*, Mr *Adams*, Mr *Henry Robinson* and Mr *Bland*, That they do examine into the Allegations thereof, and report the same with their Opinion thereupon to the House.

The Order of the Day being read,

The House again resolved itself into a Committee upon the Bill, *For raising the Sum of £.20,000 for the better Protection of the Inhabitants on the Frontiers of this Colony*, together with the several Papers to the said Committee referr'd, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill and Papers under their further Consideration, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House as follows.

Resolved, That an humble Address be made to the Governor, to desire that his Honor will be pleased to appoint Major *Andrew Lewis*, and Captain *Samuel Overton*, to manage and overlook the Building a Fort in the *Cherokee* Country, and to assure his Honor, that this House will make good any Deficiency that the Sum his Honor has been pleased to say he would pay towards erecting the said Fort shall fall short, so as the same do not exceed £.2000 in the whole.

Ordered, That Mr *Charles Carter*, do wait on the Governor with the said Resolution.

Mr *Carter* also informed the House, that the Committee not having Time to go thro' the said Bill had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, upon the said Bill To-morrow.

Mr *West* reported, that the Persons appointed had according to Order examined into the Allegations of the Petition of *John Stewart* to them referr'd, and had agreed upon a Report and come to a Resolution thereupon, which he read in his Place, and then delivered it in at the Table, where it was again twice read, and agreed to by the House as follows.

It appears to us that he was badly wounded in both his Thighs, at the late Engagement on the *Monongahela*, and that he hath some Arrears of Pay due to him, and hath not received the £.5 Reward given by Act of Assembly to the Soldiers surviving that Engagement.

Resolved,

Resolved, That the said *John Stewart* be allowed the Sum of Twenty Pounds as a Recompence for his Sufferings, and in full of the said £.5 and his Pay.

Ordered, That it be an Instruction to the Committee appointed by Act of Assembly for raising the Sum of £.40,000, that they make an Allowance to the said *Stewart* pursuant to the said Resolution.

Mr Benjamin Waller informed the House, That he had received a Letter from one *Daniel Fisher* of the City of *Williamsburg*, inclosing a Representation addressed to this House, containing very opprobrious Reflections on this House, and a most scandalous and defamatory Libel against himself; and he delivered the said Letter and Representation in at the Table, where they were read.

Resolved, That the several Matters in the said Representation reflect great Dishonor on the House of Burgeffes, and contain a scandalous and malicious Libel, against *Mr Waller* one of the Members of this House,

Resolved, That the said *Daniel Fisher*, for writing the said Letter and Libel, is guilty of a Breach of the Privileges of this House.

Ordered, That the said *Daniel Fisher* be taken into Custody by the Serjeant at Arms, and brought to the Bar of this House, to answer for his said Offence.

Upon a Motion made,

Ordered, That the said Representation be re-delivered to *Mr Waller*.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Wednesday April 21st, 1756.



R. Landon Carter reported, That the Committee appointed had according to Order, examined into the Allegations of the Petition of *Margaret Baker*, to them referr'd and found them to be true, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House as follows,

⁵⁰ *Resolved*, That the Petitioner is a great Object of Charity and worthy of the Compassion of this House, and that she be put into the hands of some skilful Surgeon in order for her Cure, and that she be allowed for her Support the Sum of £.8.

Ordered, That it be an Instruction to the Committee appointed by Act of Assembly, for raising the Sum of £.40,000, that they make an Allowance to the said *Margaret Baker*, pursuant to the said Resolution.

Ordered, That the Speaker be desired to employ some Surgeon to perfect the Cure of the said *Margaret Baker*.

A Message from the Council by *Mr Walthoe*,

That they have agreed to the Bill, intituled, *An Act for appointing Trustees to lease out certain Lands and Slaves, and for other Purposes therein mentioned*, without any Amendment.

A Petition of *John Allen* setting forth, That he accompanied *Mr Paris* to the *Cherokee* Nation, and that he lost his Horse worth Eight Pistoles, and that he also lately lost in the Service a Pair of Pistols, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referr'd to the Committee to whom the Petition of *Samuel Overton* and *James Gun* was referr'd, that they do examine into the Allegations of the said Petition, and report the same with their Opinion thereupon to the House.

Ordered, That *Mr Randolph* be added to the said Committee.

Mr Charles Carter reported, That he had according to Order waited on his Honor the Governor with the Resolves of the Committee Yesterday agreed to by the House; and that his Honor was pleased to say he was very well pleased with that Resolution, and

and with the Persons appointed to erect the Fort therein mentioned, and that he would take Care to have the same erected according to the Sentiments of the House.

A Bill, *For adding certain Lands therein-mentioned to the City of Williamsburg*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

Mr *Randolph* reported, That he had according to Order waited on his Honor the Governor, with the Resolution of the House of the 15th Instant, in Relation to the Officers and Men concerned in the Expedition against the *Shawnee*; and that the Governor was pleased to say, he would stop the Pay of the Officers and Men mentioned in the said Resolution according to the Address of this House.

Mr *Fairfax* reported, That the Committee to whom the Claims of the Militia ordered out for the Protection of the Frontiers was recommitted, had again had the same under their Consideration and come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House with some Amendments as follow.

Resolved, That the Right Honorable *Thomas Lord Fairfax*, County-Lieutenant of *Frederick*, pursuant to Orders by him received from the Governor, sent to the commanding Officer of the Militia of *Fairfax*, for Part of the Militia of the said County to be sent to the Assistance of the Counties of *Frederick* and *Hampshire*; that at a Meeting of the Militia Officers of the said County of *Fairfax* on the 10th Day of *October*, 1755, it was ordered⁵¹ that Six private Men be drafted from each Troop and Company in the said County, and formed into one Company under the Command of Captain *Lewis Ellzey*, Lieutenant *Sampson Turley*, and Ensign *Edward Payne*, to march to *Winchester* as soon as possible, there to receive orders from the Commander in Chief, and that the said Company should be relieved in One Month upon giving Ten Days Notice; that according to the said Order the Militia of the said County of *Fairfax* were drafted and marched to *Winchester*, and from thence sent Notice to the Officers of *Fairfax* of their Desire to be relieved at the End of the said Month; that the said Officers expecting the *Virginia* Regiment would be compleated, and the further Service of the Militia rendered unnecessary, delayed to hold a Council until the 10th Day of *November* following, when such Council was held, and it was ordered that six other Men from each Troop and Company should be drafted to relieve Captain *Ellzey*'s Company, that an Express should be sent to him to inform him thereof, and that his Company should remain in the Service till such Relief; that the said Captain *Ellzey*, with his said Company marched from *Winchester* to the County of *Hampshire*, and were there stationed by *Thomas Bryan Martin*, Esq; County-Lieutenant of *Hampshire*, and *George William Fairfax*, Colonel of *Frederick*, with Orders to remain there till further Orders from their commanding Officers; that the following Persons Part of the said Company, viz. *Gilbert Simpson* the Younger a Serjeant, *William Peake*, Junior, *William Trammell*, *Gilbert Simpson*, Junior, *William Scutt*, *William Musgrove*, *William Hayes*, *Edward Masterfon*, *William Owsley*, *Mark Chilton*, *Thomas Triplett*, *William Norris*, *William Smith*, *John Stephens*, *Thomas Osborn*, *George Sanders*, *Joseph Jones*, *Daniel Shoemaker*, *Joseph Burson*, *Joseph Martin*, *Simon Shoemaker*, *William Stackhouse*, *John Sinclair*, *David Smith*, *Clement Garner*, *John Dawson*, *Edward Hardin*, *Nicholas Grimes*, and *Michael Regan*, Junior, continued in the said Service Thirty Days, and then absented against the Orders of the said Captain *Ellzey*, alledging they were sent out only for one Month, but said they would stay a Week longer, if they believed they should be then relieved, which their Captain could not assure them of, he not having received any Notice of the Orders of the Council, held the said Tenth of *November*; that the rest of the said Captain *Ellzey*'s Company with their Officers (except *Philip Grimes*, a Serjeant; who was discharged in Fifteen Days being sick) remained in the Service Fifty Days, and then returned without being relieved, such Relief being stopped by the Honorable *William Fairfax*, Esq; County-Lieutenant of *Fairfax*, who had his Honor the Governor's Order for so doing.

Ordered,

Ordered, That the following Claims from the County of *Fairfax*, ought to be paid by the Public, *viz.*

					lbs. Tob.
To <i>Lewis Ellzey</i> , Captain, for 50 Days Service, at 30 lbs. of Tobacco <i>per day</i> , is					1500
<i>Sampson Turley</i> , Lieutenant 50	_____	25	_____	_____	1250
<i>Samuel Tillet</i> , Corporal, 50	_____	22	_____	_____	1100
<i>James Tillet</i> , Do. 50	_____	22	_____	_____	1100
<i>Sampson Demovil</i> , Do. 50	_____	22	_____	_____	1100
<i>Jeremiah Hutchinson</i> , Do. 50	_____	22	_____	_____	1100
<i>Joseph Stephens</i> , Do. 50	_____	22	_____	_____	1100
<i>Philip Grimes</i> , Do. 15	_____	22	_____	_____	330
<i>Gilbert Simpson, Jr.</i> , Do. 30	_____	22	_____	_____	660
					Lbs. Tobacco.
52 To Sixteen Troopers, 50 Days each, at 20 lbs. of Tobacco <i>per Day</i> , <i>viz.</i> <i>George Shortridge, Benjamin Ladd, Nathan Williamfon, Vincent Boggefs, Joseph Fry, Daniel Thomas, Benjamin Hutchinson, George Simpson, Holland Middleton, Thomas Shore, William Southard, Robert Watson, Servant to Lewis Ellzey, Thomas Simmonds, John Berkeley, Junior, Francis Eaton, and William Picket,</i>					16000
1000 lbs. of Tobacco each.					
To Nine Troopers, with impreffed Horfes, 50 Days each, at 15 lbs. of Tobacco <i>per Day</i> , <i>viz.</i> <i>Jeffe Martin, Charles Nowland, Thomas West, John Price, Richard Newall, James Chamberlayne, Thomas Cartwright, David Thomas, Junior, and Edward Davis,</i>					6750
750 lbs. of Tobacco each.					
To Eight Horfes impreffed for the above Troopers, 50 Days each, at 5 lbs. of Tobacco <i>per Day</i> , belonging to <i>William Crump, John Williams, Thomas Wyatt, Charles Broadwater, Henry Taylor, Barnaby Curry, John Summers,</i> and a Perfon unknown, 250 lbs. of Tob. each.					2000
To Twenty Troopers, 30 Days each, at 10 lbs. of Tobacco <i>per Day</i> , <i>viz.</i> <i>William Peake, Junior, William Trammel, Gilbert Simpson, Junior, William Scutt, William Musgrove, William Hayes, Edward Masterfon, Mark Chilton, Thomas Triplett, William Norris, William Smith, John Stephens, Thomas Osborn, George Sanders, Daniel Shoemaker, Joseph Burfon, Simon Shoemaker, Edward Hardin, Nicholas Grimes, and Michael Regan, Junior,</i>					6000
300 lbs. of Tobacco each,					
To Eight Troopers, with impreffed Horfes, 30 Days each, at 7 1-2 lbs. of Tobacco <i>per Day</i> , <i>viz.</i> <i>William Owfley, Joseph Jones, Joseph Martin, William Stackhouse, John Sinclair, David Smith, Clement Garner and John Dawson,</i>					1800
225 lbs. of Tobacco each.					
To Eight impreffed Horfes, for the above Troopers, 30 Days each, at 5 lbs. of Tobacco <i>per Day</i> , belonging to <i>Daniel French, Benjamin Satterfield, William Palmer, John Hough, Benjamin Pool, John Cultney, Jacob Morris,</i> and a Perfon unknown, 150 lbs. of Tob. each.					1200
					Current Money.
To <i>Thomas Coulthard</i> , for a Horfe impreffed and loft, appraised to	£.	6	—	—	
To <i>Richard Vanlandingham</i> , an Exprefs,		1	5	—	
To <i>Edward Seed</i> , Do.		—	5	—	
To <i>Thomas Graffort</i> , Do.		1	3	4	
To <i>Garret Bolin</i> , Do.		—	5	—	
To <i>William Sewell</i> , for an Exprefs, and a Cart and Horfes,		2	8	—	
To <i>William West</i> , for Neceffaries, and Expreffes,		5	10	10	
To <i>John Gladin</i> , for Neceffaries for the Soldiers,		2	18	—	
To <i>Richard Moxley</i> , for Do.		—	16	3	
To <i>Carlyle and Dalton</i> for Powder, Lead, Flints, and for an Expreff,	6	10	7	1-2	
To the Clerk for Ten certified allowed Claims,					200
					Refolved,

Resolved, That the Claims of *Lewis Ellzey*, and *Sampson Turley*, for Victualing and Lodging themselves; also the Claims of *John Williams*, *Barnaby Curry*, *William Crump* and *John Summers*, for Damage to their Horfes, (no Proof being made of the Valuation of fuch Damage) together with the Claims of *Edward Payne*, an Ensign, and *Richard Duly* a Trooper, (they having deferted the Service) ought not to be paid by the Public.

Resolved, That the following Claims from the County of *Culpeper*, ought to be paid by the Public, *viz.*

To <i>William Ruffel</i> , Lieutenant-Colonel, 16 Days, at 40 lbs. of Tobacco <i>per Day</i> ,	640
To <i>William Brown</i> , Captain, 95 30	2850
Fifteen Shillings to be deducted out of his Pay for three Hides, fold by him belonging to the Country.	
To <i>John Field</i> , Lieutenant, 95 Days, at 25 lbs of Tobacco <i>per Day</i>	2375
To Do. for two Horfes impreffed, and employed in the Service Ninety Days, appraised at 15 lbs. Tobacco each <i>per Day</i> ,	2700
To <i>George Wetherall</i> , Serjeant, 95 Days, at 18 lbs. Tob. <i>per Day</i> ,	1710
<i>Roger Dixon</i> , Affignee of <i>William Nalle</i> , Jun. Do. 92 Days, at 18 lbs. Tob. <i>per Day</i>	1656
<i>William Nalle</i> , the Elder, Do. 95 18	1710
<i>Charles Yancy</i> , Ensign, 95 20	1900
<i>John Strother</i> , Captain, 95 30	2850
<i>Francis Strother</i> , Lieutenant, 95 25	2375
<i>William Robards</i> , Ensign, 95 20	1900
To <i>Stephen Rogers</i> , Serjeant, 95 Days, at 18 lbs. Tob. <i>per Day</i> .	1710
<i>John Cambill</i> , Do. 95 18	1710
<i>Henry Cambill</i> , Do. 95 18	1710
<i>Sallis Hansford</i> , Do. 95 18	1710
To Do. for one Horfe impreffed and employed in the Service 18 Days, appraised at 15 lbs. of Tobacco <i>per Day</i> , after deducting 40 lbs. of Tobacco for one Pair of Shoes, is	230
To Eight Foot Soldiers, Nintey-five Days each, at 15 lbs. of Tobacco <i>per Day</i> , <i>viz.</i>	
<i>Francis Cooper</i> , <i>William M'Daniel</i> , <i>John Thomas</i> , <i>Miles Murfee</i> , <i>John Hayes</i> , <i>John Graham</i> , assigned to <i>John Strother</i> , <i>John Shereld</i> , assigned to Do, and <i>William Wall</i> , assigned to <i>William Green</i> , after deducting 40 lbs. of Tobacco from each for Shoes, is 1385 lbs. each.	11080
To Nineteen Foot Soldiers, Ninety-five Days each, <i>viz.</i>	
<i>Jacob Browning</i> , <i>William Boworn</i> , <i>John Laton</i> , <i>Richard Burt</i> , <i>Richard Parks</i> , <i>Nicholas Yager</i> , <i>Cornelius Mitchell</i> , <i>John Browning</i> , <i>William Tapp</i> , <i>Samuel Moore</i> , <i>John Withorit</i> , <i>John Strother</i> , Affignee of <i>James Gillifon</i> , <i>Benjamin Morgan</i> , <i>John Stropshire</i> , <i>David Bridges</i> , <i>Roger Dixon</i> , Affignee of <i>John Younger</i> , <i>John Browmer</i> , and <i>George Goggan</i> , <i>Martin Nall</i> , Affignee of <i>Murdock M'Kenfie</i> , 1425 lbs. of Tobacco each.	27075
To <i>William Eastham</i> , Affignee of <i>Jacob Wall</i> , a Foot Soldier, Ninety-five Days, at 15 lbs. of Tobacco <i>per Day</i> .	1425
To <i>William Ruffell</i> , for his Servant <i>John Dixon</i> , Wright, a Foot Soldier, 12 Days,	180
To <i>Roger Dixon</i> , Affignee of <i>Daniel Delaney</i> and <i>Alexander Baxter</i> , a Foot Soldier, 92 Days each.	2760
To <i>John Cave</i> , <i>James Nash</i> , <i>William Twiman</i> , and <i>Joel Yarbrough</i> , Foot Soldiers, each 92 Days, 1380 lbs. each.	5520
To <i>Francis Grant</i> , a Foot Soldier, 83 Days,	1245
	To

To Adam Waland, Adam Barter, John Grefson, John Relfback, Andrew Carpenter, Lewis Fisher, John Gloor, Matthias Weaver, Christopher Barter, Timothy Swindel, John Clunketpeter, Matthias Rouse, and Michael Yager, Foot Soldiers, each 7 Days, 105 lbs. of Tobacco each.	1365
To John Crim, Jacob Haroback, and Harman Young, Foot Soldiers each 10 Days, 150 lbs. of Tobacco each.	450
To Henry Gains, a Foot Soldier, 8 Days,	120
To Henry Stringfellow, 13 Days, at 20 lbs. of Tobacco per Day,	260
To William Roberts, for one Horfe impreffed and employed 18 Days, appraised at 15 lbs. of Tobacco per Day,	270
To Francis Strother, for the same Service,	270
To John Strother, Assignee of William Stropshire, for the same Service,	270
To John Strother, Assignee of James Gillison, for the same Service,	270
To John Strother, Assignee of Benjamin Morgan, for the same Service,	270
To John Strother, Assignee of Robert M'Clanahan, for one Cow for the Militia, appraised to	600
To William Brown, Assignee of John Hite, for one Sheep and two Shoats, for Do. appraised to	303
To Do. for 591 Pounds of Flour and two Bags, for Do. appraised to	1382
To John Strother, Assignee of Robert M'Coy, for Bread for Do. appraised to	100
To Do. Assignee of Sarah Chester, for one Sheep for Do. appraised to	150
To Do. Assignee of John Hite, for $\frac{1}{2}$ -Barrel of Indian-Meal, for Do. appraised to	80
To Do. Assignee of Robert M'Coy, for one Steer for Do. appraised to	350
To Do. Assignee of Charles Perkins, for 2 $\frac{1}{2}$ Days, for a Waggon, Horses and Driver, appraised 150 lbs. of Tobacco per Day,	375
To George Wetherall, for 5 Loaves of Bread, appraised to	40
To Samuel Moore, for one barrel of Corn, appraised to	100
To William Roberts, for Meat and Bread, appraised to	160
To William Johnson, for Do. appraised to	310
To William Duncan, for Beef, appraised to	300
To John Strother, for Beef, Bread, Salt, and three Bags, appraised to	510
To John Roffen, Assignee of William Judd, for one Horfe impreffed and employed 8 Days, appraised to 15 lbs. of Tobacco per Day,	120
To William Green, Assignee of Charles Lewis, for one Cow, Weight 450 lbs. Nett, appraised to	700
To the Clerk for certifying 84 allowed Claims,	200

54 Resolved, That the following Claims from the County of *Prince William*, ought to be paid by the Public, viz.

			lbs. Tob.
To John Frogg, Major,	23 Days, at 40 lbs. of Tobacco per Day,		920
William Baylis, Captain,	80	30	2400
Richard Taylor, Lieutenant of Horfe,	93	30	2790
William Splane, Do.	93	30	2790
William Farrow, Coronet,	93	25	2325
Samuel Porter, Corporal,	93	22	2325
Jacob Spilman, Do.	93	22	2325
William Whalley, Do.	93	22	2325
Lewis Renno, Do.	93	22	2325
William Buchanan, Do.	66	22	1452
Thomas Hoard, Do.	66	22	1452
George Kenner, Do.	66	22	1452
Henry Floyd, Serjeant,	66	18	1188
Foushee Tebbs, Captain,	13	30	390
John Baylis, Do.	26	30	780

James

			lbs. Tob.
<i>James Seaton</i> , Lieutenant of Foot,	26	25	650
<i>Richard Hampton</i> , Do.	22	25	550
To Fifteen Troopers, Ninety-three Days, each, at 20 lbs. of Tobacco <i>per Day</i> , viz.			
<i>Joseph Nevill, Richard Matthews, Benjamin Wilson, Stephen Morris, Thomas Marshall, Richard Marshall, John Lutrell, Thomas Doyle, Joshua Welch, Nathaniel Freeman, Standley Singleton, Samuel Balson, John Murray, William Fielder, and Andrew Cannaird</i> , 1860 lbs. of Tobacco each.			27900
To Twenty-one Troopers, Sixty-six Days each at 20 lbs. of Tobacco <i>per Day</i> , viz.			
<i>John M'Millon, Henry Kemper, John Fishback, Clement Norman, Joseph Martin, Richard Byrns, Peter Pierce, Michael Lynn, John Cornwell, John Dowell, William Key, Robert Nevill, Thomas Gardiner, Charles Smith, Isaac Gibson, Benjamin Edwards, John Coreham, Griffin Matthews, John Bland, Junior, William Peak, and William Berry</i> , 1320 lbs. of Tobacco each.			27720
To <i>Gilbert Crupper</i> , a Trooper, 9 Days, at 20 lbs. of Tobacco <i>per Day</i> ,	9		180
To <i>William Barr</i> , Do.	8	20	160
To <i>Nathaniel Overall</i> , Do.	13	20	260
To <i>Samuel Grigsby</i> , Do.	9	20	180
To Fifteen Foot Soldiers, Ninety-three Days each, at 15 lbs. of Tob. <i>per Day</i> , viz.			
<i>Nicholas Hill, John Bolling, Edward Oneal, Joseph Neal, John Carter, Thomas Shirley, Lewis Oden, John Green, Martin Suttle, David Parsons, George Rose, John Low, James Crockett, William Suttle, and William Bowling</i> , 1395 lbs. of Tobacco each.			20925
To Six Foot Soldiers, 66 Days each, at 15 lbs. of Tobacco <i>per Day</i> , viz.			
<i>Isaac Settle, William Jennings, Valentine Barton, William Crouch, Moses Coppage, and John Rice</i> , 990 lbs. of Tobacco each.			5940
To <i>William Baylis</i> , for paid <i>John Edwards</i> , <i>per Receipt</i> , 12 <i>s</i> .			
To <i>George Calvert</i> , Junior, for an Exprefs, 6 <i>s</i> . 8 <i>d</i> .			
To the Clerk for certifying two allowed Claims.			40
<i>Resolved</i> , That the several Claims of <i>William Baylis</i> , for paid <i>Lewis Casselman, John Hite, and Enoch Pearson</i> ; also the Claims of <i>John Baylis</i> , for paid <i>Owen Jenkins, Robert Pearis, Enoch Pearson, and James Lemen</i> , and the Claim of <i>Henry Lee</i> , for paid said <i>Lemen</i> , ought not be paid by the Public, it not appearing for what the same were paid.			
<i>Resolved</i> , That the following Claims from Hampshire County, ought to be paid by the Public, viz.			
To <i>George Parker</i> , for 2 Hogs appraised to			510
To <i>John Decker</i> , for one Barrel of Corn, appraised to			120
To <i>John Kirkendale</i> , for 6 Bufhels, 3½ Pecks of Corn, and 1½ Bufhels of Wheat appraised to			175
To <i>Sarah Decker</i> , for 3 Bufhels of Corn, appraised to			72
To <i>John Foreman</i> , for 5 Bufhels of Wheat, appraised to			180
To <i>William Buffington</i> , for one Cow, appraised to			450
To Do. for 15 Bufhels of Wheat, 5 Bufhels and 3 Pecks of Corn, appraised to			601
To Do. for 2½ Bufhels of Wheat, and 23 lbs. of Flour, appraised to			124
To <i>Margaret Snider</i> , for 2½ Bufhels of Corn, appraised to			45
To <i>Mary Snider</i> , for one Hog and one Shoat, appraised to			200
To <i>Nathaniel Kirkendale</i> , for 2 Steers, appraised to			1300
To Do. for 2½ Bufhels of Corn, appraised to			60
To Do. for one Hog and 5 Bufhels of Corn, appraised to			402
To <i>Henry Vanmeter</i> , for 3 Beeves, appraised to			1080
To Do. for 3 Bufhels of Salt,			360
			To

To *Thomas M'Guire*, for 3 Bufhels of Corn, appraifed to 72
 To *Benjamin Kirkendale*, for 5 Bufhels of Corn, appraifed to 120

Current Money.

To <i>David Gummery</i> , for 8 Barrels of Corn, valued at	£. 4	—	—
To <i>William Buffington</i> , for 6 Bufhels of Wheat, valued at	—	16	6
To Do. for 4 Steers and one Mutton, appraifed at	8	12	—
To Do. for 2 Steers, appraifed at	5	8	—
To <i>George Parker</i> , Affignee of <i>James Fowler</i> , for one Cow, appraifed at	1	16	3
To <i>Benjamin Kirkendale</i> , for Pork and Flour, valued at	1	16	3
To <i>Henry Vanmeter</i> , for Beef, Pork, Flour, and Corn, valued at	11	2	2
To <i>Abraham Hite</i> , for 19 Bufhels of Corn, valued at	1	18	—
To <i>John Kirkendale</i> , for Beef, Flour, Pork, and Salt, valued at	5	12	1
To <i>Job Pearfall</i> , for one Hog and Salt, valued at	1	6	4
To <i>Joseph Edwards</i> , for 1265 lbs. of Flour, and Bread, valued at 12f. 6d. per Hundred	7	18	1½
To Do. for Cheefe and Salt, valued at	—	8	7½
To Do. for Paftrage of Horfes,	1	1	6
To <i>David Edwards</i> , for one Cow, appraifed at	2	—	—

Resolved, That the feveral Claims from the County of *Augufta*, be referred to the Confideration of the next Seffion of Affembly, to be more fully explained, and for a regular Return from the Officers of the Militia.

Upon a Motion made,

Resolved, That the feveral Tobacco Claims mentioned in the faid Report be paid in Money.

Ordered, That it be an Inftitution to the Committee of the whole Houfe, to whom the Bill, *For raifing the fum of £.20,000* is referred, that they receive a Clause or Claufes purfuant to the faid Refolutions.

A Petition of *Richard Paris*, fetting forth, That he was ordered by the Governor, laft September, to go to the *Cherokee Nation*, in Order to bring a Number of them to the Affiftance of this Colony: That he was there much impeded in his Solicitations by the *North Carolina Traders*, who endeavoured to perfuade the Indians, that he only wanted them to hunt, 'til they got Deer-Skins enough to pay him a Debt they owed him of 2586 lbs. Deer-Leather; upon which, to remove all Doubt, the Petitioner told them, he would forgive them the Debt, and burn his Books, which he accordingly did; and thereupon 82 of their Warriors marched with him, and joined Major *Lewis* in the Expedition againft the *Shawnefe*, and praying the Confideration of this Houfe, was prefented to the Houfe, and read.

Ordered, That the faid Petition do lie on the Table.

The Order of the Day being read,

The Houfe again refolved itfelf into a Committee upon the Bill *For raifing the Sum of £.20,000, for the better Protection of the Inhabitants on the Frontiers of this Colony*; and after fome Time fpent therein, M^r Speaker refumed the Chair, and M^r *Charles Carter* reported, that the Committee had had the faid Bill under their further Confideration, but not having Time to go thro' the fame, they had directed him to move for Leave to fit again.

Resolved, That this Houfe will again refolve itfelf into a Committee upon the faid Bill To-morrow.

M^r *Henry Robinson* prefented to the Houfe, according to Order, a Bill *For appointing Commiffioners to take and ftate Accounts of the Tobacco lately burnt in Crutchfield and Pitt's Warehoufes, and other Purpofes therein mentioned*, and the fame was read the firft Time, and ordered to be read a fecond Time.

And then the Houfe adjourned 'til To-morrow Morning, Eleven o'Clock.

Thurfday,

Thursday, April 22d, 1756.

Ordered,  THAT the Petition of *Richard Paris* Yesterday presented to the House, and ordered to lie on the Table, be refer'd to Mr *Cary*, Mr *Cocke*, and Mr *Adams*; That they do examine into the Allegations thereof, and report the same, with their Opinions thereupon, to the House.

Mr *Landon Carter* reported, that the Committee appointed, had, according to Order, examined into the Allegations of the Petition of *Samuel Overton* and *James Gunn*, and also the Petition of *John Allen* to them referr'd; and had agreed upon a Report, and come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, as follow:

It appears to us, from the Information of Major *Lewis*, that there were not Arms enough provided by the Public for the People that went on the Expedition; That Mr *Overton* carried two Guns, that he borrowed, one of which, of the Value of five Pistoles, was lost by a Canoe's overfetting in crossing a River, and the other, of the Value of two Pistoles and an Half, was, by the Direction of Major *Lewis*, given to an Indian Warrior. And it further appeared to us, that Mr *Overton* left his Horfe, Saddle and Bridle, with a sick Man, who hath not been heard of since, and the Horfe was then tired.

It also appeared to us, from the same Information, that Mr *Gunn* carried with him a valuable Gun, which was lost in the same Manner, and that his Horfe tired, and was left behind.

Resolved, That the said *Samuel Overton* ought to be allowed the Sum of 8*£*. 1*£*. 3*d*. for his two Guns, and the Sum of *£*. 13 for his Horfe, Saddle and Bridle.

Resolved, That the said *James Gunn* ought to be allowed the Sum of 5*£*. 7*£*. 6*d*. for his Gun, and the Sum of *£*. 8 for his Horfe.

It appears to us, that the said *John Allen*, by the Governor's Direction, accompanied Capt. *Paris* to the *Cherokee* Nation; That he bought a Horfe here, and brought him to Fort *Frederick*, where he left him, when he went on the Expedition against the *Shawnee*, and could not find him on his Return; That at the Time the Canoe overfet, in which he was with Capt. *Overton*, he left a Pair of Pistols.

Resolved, That the said *John Allen* ought not to be paid for the said Horfe. 57

Resolved, That he ought to be paid forty Shillings for the said Pistols.

Ordered, That it be an Instruction to the Committee appointed by the Act of Assembly for raising *£*. 40,000, to make an Allowance to the said *Samuel Overton*, *James Gunn* and *John Allen* pursuant to the first, second and fourth Resolutions.

The Order of the Day being read,

The House again resolved itself into a Committee, upon the Bill *For raising the sum of £. 20,000 for the better Protection of the Inhabitants on the Frontiers of this Colony*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported That the Committee had had the said Bill under their further Consideration, and had made several Amendments thereto, which they had directed him to report to the House; And he read them in his Place, and then delivered them in at the Table, where they were again read, and Part thereof agreed to, with some Amendments.

Ordered, That the further Consideration of the said Report be put off till To-morrow.

Ordered, That the Chaplain of this House attend, to read Prayers, every Morning, at Nine o'Clock.

Mr *John Nicholas* presented to the House, according to Order, a Bill *For appointing a public Ferry, and for discontinuing a former one*, and the same was read the first Time, and ordered to be read a second Time.

And then the House adjourn'd till To-morrow Morning Ten o'Clock.

Friday,

Friday, April 23d, 1756.

 PETITION of *Richard Woods, David Cloyd and Joseph Lapsley*, was presented to the House and read, setting forth, That they are attending, in Custody of the Serjeant at Arms, in Obedience to the Order of this House, for having been guilty of a Riot, and interrupting the Election of Burgeffes, for the County of *Augusta*. That they are altogether innocent of the Matter with which they are charged, as they were so far from being concerned in, or encouraging the Tumult, that happened on that Occasion, that the Petitioner *Woods* often applied to the Sheriff, desiring him to command Assistance to suppress the same, and offering his own Assistance therein. All which they can prove by many Witnesses, whose Depositions are taken and sworn to before a Magistrate in that County, as their personal Attendance, at so great a Distance, especially at this Time, when their Families would be exposed to Danger from the Enemy, in their Absence, would be very inconvenient, and submitting themselves to the Judgment of this House, and praying to be discharged out of Custody.

Ordered, That the said Petition be referr'd to the Committee of Privileges and Elections; that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House,

58 Mr *Cary* reported, that the Persons to whom the Petition of *Richard Paris* was referred, had examined into the same, and agreed upon a Report, and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House, as follows:

It appears to us, that the said *Paris* was sent by the Governor to the *Cherokee* Nation, to endeavour to bring some of their Warriors to our Assistance; that he had been a Trader there four or five Years, and had due to him, from the *Indians*, a large quantity of Deer-Leather; that the *Carolina* Traders spirited up the *Indians* against him, and persuaded them to kill him; suggesting he only wanted to secure his own Debts, and upon this he freely forgave them all they owed, to convince them that he was sent by this Government; and in Consequence thereof, eighty odd of them immediately came with him to Fort *Frederick*, and joined in the Expedition intended against the *Shawnefe*.

Resolved, That the said *Richard Paris* be allowed the Sum of £.100 towards reimbursing his Loss.

Ordered, That it be an Instruction to the Committee, appointed by Act of Assembly for raising £.40,000, that they make an Allowance to the said *Richard Paris*, pursuant to the said Resolution.

Upon a Motion made,

Ordered, That Mr *Wager* do pay to Mr *John Tabb* all his just Expences, so far as relates to the Witnesses, Papers and Records, produced before the Committee of Privileges and Elections, to prove the Allegation of that Part of his Petition, touching the said *William Wager's* good or bad Votes, and also as to the Legality of the Votes of those Persons, who voted for Mr *Tabb*, and were objected to by Mr *Wager*.

Ordered, That the said *John Tabb* do pay to the said *William Wager* his just Expences in defending himself against that Part of the said Petition, charging him with treating the Freeholders of his County before the Day of Election.

Mr *Walker* presented to the House, according to Order, a Bill *For further amending an Act, intituled, An Act for making Provision against Invasions and Insurrections*; and the same was read the first Time, and ordered to be read a second Time.

A Bill *For appointing Commissioners to take and state Accounts of the Tobacco lately burnt in Crutchfield and Pitts Warehouses, and other Purposes therein mentioned*; was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

The House accordingly resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported that the Committee had had the said Bill under their Consideration, but had made no Amendments thereto.

Ordered,

Ordered, That the said Bill be ingrossed, and read a third Time.

The House, according to Order, proceeded to the further Consideration of the Report from the Committee of the whole House, made Yesterday, on the Bill *For raising the Sum of £.20,000 for the better Protection of the Inhabitants on the Frontiers of this Colony*, and the same being again read, was agreed to by the House. 59

Ordered, That the Bill, with the Amendments, as amended, be ingrossed and read a third Time.

A Bill *For appointing a public Ferry, and for discontinuing a former one*, was read a second Time, and committed to Mr John Nicholas, Mr Landon Carter, and Mr Cary.

An ingrossed Bill, intituled, *An Act for adding certain Lands, therein mentioned, to the City of Williamsburg*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Bland do carry the said Bill to the Council for their Concurrence.

A Bill *For disarming Papists, and reputed Papists, refusing to take the Oaths to the Government*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

Mr Pendleton reported, that the Committee, to whom the Bill *For continuing Part of an Act of Assembly therein mentioned*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table.

Ordered, That the said Bill be committed to a Committee of the whole House immediately.

The House accordingly resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported that the Committee had had the said Bill under their Consideration, but, not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

And then the House adjourned till To-morrow Morning Ten o'Clock.



Saturday, April 24th, 1756.



PETITION of fundry Inhabitants of *Lancaster* County, praying, That *Dymers* and *Indian-Creek* Warehouses may be put under separate Inspections, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

Upon a Motion made,

Ordered, That *John Frog*, Sheriff of *Prince-William*, be sent for, in Custody of the Serjeant at Arms, to shew Cause why he has not returned the Writ for electing a Burgefs for the said County, to serve in this present General Assembly.

Upon a Motion made,

Ordered, That the Serjeant at Arms do go with the Mace into the General Court, and the other Apartments of the Capitol, and summon the Members of the House to attend their Duty, which was done accordingly.

Upon a Motion made,

Ordered, That there be a Call of the House immediately.

The House was accordingly called over, Excuses were made for the absent Members, which were allowed.

An ingrossed Bill, intituled, *An Act for raising the Sum of £.25,000, for the better Protection of the Inhabitants on the Frontiers of this Colony, and for other Purposes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass,

Ordered,

Ordered, That Mr *Charles Carter* do carry the said Bill to the Council, for their Concurrence.

The Treafurer, according to Order, laid his Accounts before the Houfe.

Ordered, That the said Accounts do lie on the Table for the Perufal of the Members of this Houfe.

Ordered, That the Treafurer's Accounts be referred to Mr *Charles Carter*, Mr *Bland*, Mr *Cary*, Mr *Page*, and Mr *John Nicholas*, and that they do examine the feveral Articles thereof, and report the Ballance, as it fhall appear to them, to the Houfe.

Mr *Carrington* reported that the Committee, to whom the Petition of *Mary Burney*, Widow, was referred, had had the fame under their Confideration, and come to a Refolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houfe, as follows.

Resolved, That the Allegations of the said Petition are true, and that the said *Mary Burney*, for the Services of her late Hufband, *Thomas Burney* deceased, in the said Petition mentioned, ought to be allowed the Sum of Ten Pounds by the Public.

Ordered, That it be an inftruction to the Committee, appointed by Act of Affembly for raifing £.40,000, to make an Allowance to the said *Mary Burney*, Widow, purfuant to the said Refolution.

Mr Attorney, from the Committee of Privileges and Elections, reported, that the Committee had had under their Confideration the Petition of *Richard Woods*, *David Cloyd* and *Joseph Lapsley* to them referred, and had agreed upon a Report, and come to two Refolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houfe as follows.

The Witnefs *William Lufk* depofed that he faw the said *Woods*, *Cloyd* and *Lapsley* go peaceably and quietly into the Court Houfe, and give their Votes, and then come out again, and that he faw no Mifbehaviour in them, during the Poll, and that he, the Deponent, was appointed by the Sheriff to ftand at the Bar, to keep the Voters from crowding in too faft.

Resolved, That the further Confideration of the said Matter ought to be referred to the next Seffion of Affembly.

Resolved, That as well, the Sheriff of the said County of *Augufta*, as the said *Woods*, *Cloyd* and *Lapsley*, be at Liberty to examine Witneffes, touching the Behaviour of any Perfon or Perfons, in the Day appointed for the Election of Bugeffes, to ferve in this prefent General Affembly, before any Magiftrate of the said County, giving to each other ten Days Notice of the Time and Place of Examination, and that the Depofitions, fo to be taken, be returned to the Clerk of this Houfe, before the Meeting of the next Seffion of Affembly.

Ordered, That the said *Woods*, *Cloyd* and *Lapsley*, be difcharged out of Cufthody, without paying Fees.

The Order of the Day being read for the Houfe to refolve itfelf into a Committee upon the Bill, *For continuing Part of an Act of Affembly therein mentioned*.

Resolved, That this Houfe will again refolve itfelf into a Committee upon the said Bill on *Monday* next.

A Bill *For fupplying the Deficiencies of the feveral Funds for the Protection of this Colony againft the Encroachments and Depredations of the French and Indians, and for advancing and fecuring the public Credit*, was read a fecond Time, and ordered to be committed to a Committee of the whole Houfe.

Resolved, That this Houfe will refolve itfelf into a Committee upon the said Bill on *Monday* next.

Ordered, That there be a Call of the Houfe on *Monday* next.

The Houfe being informed that *Thomas Jett*, Sheriff of *King George*, had behaved ill in the Execution of his Office, at the Election of Bugeffes for that County.

Ordered,

Ordered, That the Matter be referred to the Committee of Privileges and Elections, that they do enquire into the same, and report their opinion thereupon to the House.

Ordered, That Mr *John West* have Leave to be absent from the Service of this House, for the Remainder of this Session.

And then the House adjourn'd 'til *Monday Morning Ten o'Clock*.



Monday, April 26th, 1756.



MEMBER returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

A written Message from the Governor, by Mr *Walthoe*.

Mr Speaker, and Gentlemen of the House of Burgeffes,

"I recommend to your immediate Consideration a Letter from Col. *Washington*, and several others from the Officers of our Forces, by which you may be convinced what a miserable Situation our poor People are in on our Frontiers; I expect you will seriously reflect upon the Contents of the Letters now sent to you, and hope they will make such an Impression on you, so as to rouse you to discharge with a true Spirit, your Duty to your King and Country; and to dispatch the Business before you with all possible Expedition. In the mean Time I desire you will give Leave to such of the Members of your House, as are Officers in the Frontier Counties, to repair immediately to their respective Posts, as I intend forthwith to give orders for raising the Militia of those Counties."

And the said written Message, and the Letters therein mentioned was read, and ordered to be committed to a Committee of the whole House, immediately. 62

The House accordingly resolved itself into a Committee upon the said written Message and Letters, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the same under their Consideration, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House, with some Amendments, as follows.

Resolved, That an humble Address be made to the Governor, to assure his Honor, that this House is deeply affected with the miserable Situation of the poor People on our Frontiers; that we shall readily give Leave to such of our Members as are Officers in the Frontier Counties, to repair to their respective Posts; and that we shall always discharge our Duty to our King and Country, with that true Spirit and Dispatch, which the Nature of public Consultations will admit of.

Ordered, That Mr *Charles Carter* do wait on his Honor the Governor with the said Address.

A Bill, *For further amending an Act, intituled, An Act for making Provision against Invasions and Insurrections*, was read a second Time, and ordered to be committed to a Committee of the whole House, immediately.

The House accordingly resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

The several Orders of the Day being read, for the House to resolve itself into a Committee upon the Bill, *For supplying the deficiencies of the several Funds, for the Protection of*

of this Colony, against the Encroachments and Depredations of the French and Indians, and for advancing and securing the public Credit; also upon the Bill, *For continuing Part of an Act of Assembly therein mentioned.*

Resolved, That this House will resolve itself into a Committee upon each of the said Bills, respectively, To-morrow.

A Petition of *Obediah Woodson*, setting forth, That he hath been inform'd, that at a Council of War, held by Major *Andrew Lewis*, and Part of the Officers under his Command, he with some other Officers were declared Deferters; and that the ill Success of the Expedition intended against the *Shawnee* was entirely owing to the refractory and mutinous Behaviour of the Petitioner: That the said Charge against the Petitioner is highly unjust, as he is able to prove by many creditable Witnesses, and praying that his Conduct and Behaviour may be enquired into, and that he may have it in his Power to manifest his Innocence, was presented to the House and read, and the Question being put, that the said Petition be committed,

It passed in the Negative.

Resolved, That the said Petition be rejected.

63

A Petition of Mr *Thomas Turner*, complaining of an undue Election and Return, of Mr *Charles Carter*, Junior, to serve as a Burgess in this present General Assembly, for the County of *King-George*, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

And then the House adjourned till To-morrow Morning Ten o'Clock.



Tuesday, April 27th, 1756.

Ordered,  THAT the Chaplain to this House attend to read Prayers every Morning at Ten o'Clock.

An engrossed Bill intituled, *An Act for disarming Papists, and reputed Papists, refusing to take the Oaths to the Government*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Attorney do carry the said Bill to the Council for their Concurrence.

A Message from the Council, by Mr *Waltheof*,

That they have agreed to the Bill intituled, *An Act for raising the Sum of Twenty-five Thousand Pounds, for the better Protection of the Inhabitants on the Frontiers of this Colony, and for other Purposes therein mentioned.*

Also to the Bill, *For adding certain Lands to the City of Williamsburg*, without any Amendments.

An engrossed Bill, intituled, *An Act for appointing Commissioners to take and state Accounts of the Tobacco lately burnt in Crutchfield's and Pitt's Warehouses, and other Purposes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Henry Robinson* do carry the said Bill to the Council for their Concurrence.

Mr Attorney, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration the Petition of Mr *Thomas Turner*, complaining of an undue Election and Return of Mr *Charles Carter*, Junior, to serve as a Burgess in this present General Assembly, for the County of *King-George*, to them referred, and had come to two Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read and agreed to by the House, as follow:

Resolved,

Resolved, That the Matter of the said Petition be heard before the Committee, on Friday next, at nine o'Clock in the Morning.

Resolved, That as well the Petitioner as fitting Member, do then produce before the Committee such Witneffes as they judge necessary to examine touching the Premiffes.

M^r Attorney also reported, That the said Committee had had under their Consideration, the Information given to this House against *Thomas Jett*, Sheriff of the said County, to them referred, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read and agreed to by the House, as follows.

Resolved, That the said *Thomas Jett* was guilty of a notorious Breach of his Duty, at the late Election of Burgeffes to serve in this present General Assembly, for the said County.

Ordered, That the said *Thomas Jett* be taken into Custody by the Serjeant at Arms, and brought to the Bar of this House, to answer for his said Offence.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill *For supplying the Deficiencies of the several Funds, for the Protection of this Colony, against the Encroachments and Depredations of the French and Indians, and for advancing and securing the public Credit.*

Resolved, That this House will again resolve itself into a Committee upon the said Bill, on Monday next.

The Order of the Day being read,

The House again resolved itself into a Committee upon the Bill, *For continuing Part of the Act of Assembly therein mentioned*, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r *Charles Carter* reported, That the Committee had had the said Bill under their further Consideration, and made an Amendment thereto, which he read in his Place, and then delivered in at the Table, where it was again twice read and agreed to by the House, with some Amendments.

Ordered, That the said Bill with the Amendments, as amended, be engrossed and read a third Time.

A Petition of *Alexander Mackie*, setting forth, That he furnished Captain *Woodson*, by order of the Governor, with fundry Necessaries on the late Expedition, amounting to £. 52 4s. 1½ for the Use of the Service, and to Captain *Smith* and *Paris*, Sundries to the Amount of £. 37 0s. 3d. for the same Service. That one *John*———, assigned to the Petitioner his Account of Cartage of the said Goods, to Fort *Frederick*, amounting to £. 14 19s. 2½ and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referred to M^r *Randolph*, M^r *Bland*, and M^r *Cary*, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *Thomas Moreton*, setting forth, That in the late intended Expedition against the *Shawnefe*, he lost a valuable Horse, Saddle and Bridle, and praying the Consideration of this House, was presented to the House and read, and the the Question being put, that the said Petition be referred,

It passed in the Negative.

Besolved, That the said Petition be rejected.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For appointing an Agent to solicit the Affairs of this Colony in Great-Britain*, and it is referred to M^r *Charles Carter*, M^r *Bland*, and M^r *Landon Carter* to prepare and bring in the same.

The Order of the Day being read,

The House again resolved itself into a Committee upon the Bill, *For further amending an Act, intituled, An Act for making Provision against Invasions and Insurrections*, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r *Charles Carter* reported, that the Committee had had the said Bill under their further Consideration,

but

but not having Time to go thro' the same, they had directed him to move for leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill, To-morrow.

A Claim of *William Picket*, for taking up a Runaway, therein mentioned, was presented to the House and read.

Ordered, That the said Claim be referred to the Consideration of the next Session of Assembly.

Ordered, That M^r *Lee*, have Leave to be absent from the Service of this House the Remainder of this Session.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Wednesday April 28th, 1775.



R. *Charles Carter*, presented to the House, according to Order, a Bill, *For appointing an Agent*, and the same was read the first Time, and ordered to be read a second Time.

The Order of the Day being read,

The House again resolved itself into a Committee upon the Bill, *For further amending an Act, intituled, An Act for making Provision against Invasions and Insurrections*, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r *Charles Carter*, reported, That the Committee had had the said Bill under their further Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

A Petition of *Henry Bayley*, setting forth, That he served as a Soldier in the late Engagement with the *French* on the *Monongahela*, where he received a Wound, which has rendered him incapable of getting his Livelihood, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referred to M^r *Adams*, M^r *Thomas Tabb*, and M^r *Johnson*, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

M^r *Randolph* reported, That the Committee, to whom the Petition of *Alexander Mackie* was referred, had had the same under their Consideration, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House, as follows.

Resolved, That the said *Alexander Mackie* ought to be paid by the Public the Sum of £.103 14s. 2d. the Ballance due to him for Goods furnished on Account of the Expedition against the *Shawnee*, and for the Hire of two Waggon from *John Thompson* for the Use of the said Expedition.

Ordered, That it be an Instruction to the Committee, appointed by Act of Assembly for raising £.40,000, that they make an Allowance to the said *Alexander Mackie*, pursuant to the said Resolution.

M^r *Charles Carter* reported, That he had, according to Order, waited on his Honor the Governor, with the Address of this House, in Answer to his written Message, to the House of Monday last, to which he was pleased to answer, That he was satisfied with the Proceedings of the House in that Respect.

And then the House adjourn'd till To-morrow Morning Eleven o'Clock.

Thursday,

Thursday, April 29th, 1756.

✱✱✱ A ✱✱✱ An ingrossed Bill, intituled, *An Act for continuing and amending an Act for the Relief of the Proprietors of the Tobacco burnt at Bolling's Point Warehouse in the County of Dinwiddie, and for the Relief of the Proprietors of Tobacco burnt in Coan and Deep Creek Warehouses*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Landon Carter do carry the said Bill to the Council, for their Concurrence.

A Message from the Council by Mr Walthoe.

That they have agreed to the Bill, intituled, *An Act for appointing Commissioners to take and state Accounts of the Tobacco lately burnt in Crutchfield's and Pitt's Warehouses, and other Purposes therein mentioned*.

Also to the Bill intituled, *An Act for disarming Papists and reputed Papists, refusing to take the Oaths to the Government*, without any Amendment.

Upon a Motion made,

Resolved, That an humble Address be made to his Honor the Governor, That he will be pleased in this Time of imminent Danger to appoint an Officer, with a Number of Men not exceeding Twelve, as a Guard to the public Magazine in the City of *Williamsburg*, and to assure his Honor, that this House will provide for the Support and Maintenance of the said Guard.

Ordered, That Mr Bland, do wait on his Honor with the said Address.

Mr Charles Carter reported, That the Committee appointed to examine the Treasurer's Accounts, had had the same under their Consideration, and had compared all the Articles with the Vouchers thereof, and rectified some Mistakes, and had received of the Treasurer £.3,960 13s. in Treasury Notes, due the 30th of *June* next, which remained in his Hands not issued, and which they have burnt and destroyed; and that it appeared to the said Committee that the said Accounts are now duly stated, and that the Balance in the Hands of the Treasurer is £.2,122 12s. 6d. Current Money, and £.18,680 15s. 9d. 67 in Treasury Notes, of the £.40,000 to be by him accounted for, and he delivered the said Accounts in at the Table.

The House immediately proceeded to the Consideration of the said Report, and the same was read and agreed to.

Resolved, That the said Accounts do pass.

Ordered, That Mr Charles Carter do carry the Treasurer's Accounts to the Council for their Concurrence.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For paying the Burgeesses Wages for this present Session of Assembly*, and it is referred to Mr Bland to prepare and bring in the same.

Upon a Motion made,

Resolved, That an humble Address be prepared to be laid before His Majesty, to assure him of our inviolable Attachment to his Royal House, and to represent the deplorable and distressed State of our Colony, from the Cruel and bloody Murders now committed on Numbers of our Inhabitants in the Frontiers of this Colony, by the *French* and *Indians* in their Alliance; and also to inform His Majesty, that in Order to preserve this His most ancient Colony, to the Crown of *Great-Britain*, we have, from Time to Time, raised such large Sums of Money for an Army here, that has involved this Country in such a Manner, that without His further Assistance we must inevitably sink under our present Load of Debts, and become a Prey to our Enemies; and it is referred to Mr Charles Carter, Mr Landon Carter, Mr Bland, Mr Riddick, Mr Presley Thornton, and Mr Wormley, to prepare and bring in the same.

Ordered,

Ordered, That a Meffage be fent to the Council to inform them thereof, and that this Houfe have appointed fix of their Members to join with fuch a Number of the Council as they fhall think proper to appoint, in Order to draw the fame, if they fhall incline to concur with them therein, and that M^r *Landon Carter* do go up with the faid Meffage.

M^r *Bland* prefented to the Houfe, according to Order, a Bill, *For paying the Burgeffes Wages for this prefent Seffion of Affembly*, and the fame was read the firft Time, and ordered to be read a fecond Time.

A Petition of *Robert Wade*, fetting forth, That the Ferriage by Law eftablifhed, for the Tranfportation of Tobacco over *Roanoke* River, in *Halifax*, where he is Ferry-Keeper, is too inconfiderable to enable him to maintain the faid Ferry, and praying the Confideration of this Houfe therein, was prefented to the Houfe and read.

Ordered, That the faid Petition be referred to the Confideration of the next Seffion of Affembly.

A Bill, *For appointing an Agent*, was read a fecond Time, and ordered to be committed to a Committee of the whole Houfe.

Resolved, That this Houfe will again refolve itfelf into a Committee upon the faid Bill To-morrow.

A Meffage from the Council, by M^r *Walthoe*,

That they have agreed to join with this Houfe in an Addrefs to be prefented to His Majefty, and that they have appointed three of their Members to meet, and in Conjunction with thofe appointed by this Houfe, to prepare the fame.

68 The Order of the Day being read,

The Houfe again refolved itfelf into a Committee upon the Bill, *For further amending an Act, intituled, An Act for making Provision againft Invaſions and Infurrections*, and after fome Time ſpent therein, M^r Speaker refumed the Chair, and M^r *Charles Carter* reported, That the Committee had had the faid Bill under their further Confideration, but not having Time to go thro' the fame, they had directed him to move for Leave to fit again.

Resolved, that this Houfe will again refolve itfelf into a Committee upon the faid Bill To-morrow.

M^r *Adams* reported, That the Committee, to whom the Petition of *Henry Bayley* was referred, had had the fame under their Confideration, and had come to a Refolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houfe, as follows:

Resolved, That the Allegations of the faid Petition are true, and that the faid *Henry* ought to be allowed the Sum of £.7 10ſ. in full for his Pay, and as a Recompence for his Wounds, and for the £.5 given by Act of Affembly to Soldiers in the Engagement on the *Monongahela*.

Ordered, That it be an Inſtruction to the Committee appointed by Act of Affembly, for raiſing £.40,000, that they make an Allowance to the faid *Henry*, purfuant to the faid Refolution.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.



Friday, April 30th, 1756.

Ordered,  HAT M^r *William Waller* and M^r *Bridger* have Leave to be abſent from the Service of this Houfe, for the Remainder of this Seffion.

M^r Attorney from the Committee of Privileges and Elections reported, That the Committee had had under their Confideration the Return of the Writs for Election of Burgeffes for the Counties of *Prince-William* and *King-William*, and had come to a Refolution thereupon, which he read in his Place,
and

and then delivered in at the Table, where it was again twice read and agreed to by the House, as follows.

Resolved, That the Returns of the said Writs are made in the Form prescribed by Law.

A Petition of Mr *William Bernard*, complaining of an undue Election and Return of Mr *Philip Ludwell Lee*, to serve as a Burgess in this present General Assembly, for the County of *Westmoreland*, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Privileges and Elections, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Message from the Council by Mr *Walthoe*,

That they have agreed to the Treasurer's Accounts.

Also to the Bill, intituled, *An Act for amending an Act, intituled An Act, for the Relief of the Proprietors of the Tobacco burnt at Bolling's Point Warehouse, in the County of Dinwiddie, and for the Relief of the Proprietors of the Tobacco burnt in Coan and Deep-Creek Warehouses*, without any Amendment.

Upon a Motion made,

Resolved, That the several Sums following be paid to the several Officers of the General Assembly, respectively.

	£.	s.	d.
To <i>John Randolph</i> , Esq; Clerk of the House of Burgesses,	200	—	—
To <i>Nathaniel Walthoe</i> , Esq; Clerk of the General Assembly,	60	—	—
To the Reverend Mr <i>William Yates</i> , Chaplain,	40	—	—
To Mr <i>Francis Eppes</i> , Serjeant at Arms,	50	—	—
To Do. for a Messenger sent to the County of <i>Augusta</i> , for bringing down <i>Woods, Cloyd and Lapsley</i> , pursuant to an Order of this House,	12	10	—
To Mr <i>John Palmer</i> , Clerk of the Committee of Privileges and Elections,	45	—	—
To Mr <i>Thomas Everard</i> , for his Services,	20	—	—
To the Door-Keeper of the Council,	7	10	—
To <i>William Francis</i> ,	7	10	—
To <i>Thomas Broadrib</i> ,	7	10	—
To <i>Andrew Lindsay</i> ,	7	10	—
To <i>James Lavie</i> ,	7	10	—
Door-Keepers to the House,			

Ordered, That the said Resolve be ingrossed, and that Mr *Landon Carter* do carry it to the Council for their Concurrence.

The House proceeded to the Consideration of Capt. *Robert Stobo's* Letter to his Honor the Governor, laid before this House on *Wednesday* the 30th *Ultimo*, and then ordered to lie on the Table; and the same being read,

Resolved, That the Sum of £.300 be paid to the said *Robert Stobo*, in Consideration of his Services to the Country, and his Sufferings in his Confinement as a Hostage at *Quebec*.

Ordered, That it be an Instruction to the Committee, appointed by Act of Assembly for raising £.40,000, to send the said Sum of Money to the said Capt. *Stobo*, by the first safe Conveyance.

The Order of the Day being read,

The House resolved itself into a Committee upon the Bill *For appointing an Agent*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, and made several Amendments thereto, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments be ingrossed, and read a third Time.

Mr Attorney, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration the Petition of Mr *Thomas Turner*, to them referr'd, complaining of an undue Election and Return of Mr *Charles Carter Junior*,

to serve as a Burgefs in this prefent General Affembly for the County of *King-George*, and had agreed upon a Report, and come to two Refolutions thereupon, which he read
 70 in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houfe as follow.

This Day being appointed to hear as well the Petitioner and his Witneffes, as the fitting Member, touching the Matters fugged in the faid Petition, the Committee met for that Purpofe, but the Petitioner not appearing, nor any Perfon for him,

Refolved, That the faid *Charles Carter* Junior, is duly elected to ferve in this prefent General Affembly, as a Burgefs for the faid County of *King-George*.

Refolved, That the faid Petition is frivolous and vexatious.

Your Committee have alfo enquired into one of the Allegations of the faid Petition, relative to M^r *Charles Carter* the Elder, and have examined, upon Oath, M^r *Henry Churchill*, in that Part of the faid Petition mentioned, who depofed, That he never heard the faid M^r *Carter* the Elder, fay, or make any Brags, that he made no Queftion of carrying his Son with him, or that he had made any Votes, and that he never told M^r *Turner* any fuch Thing.

The Order of the Day being read,

The Houfe again refolved itfelf into a Committee upon the Bill, *For further amending an Act, intituled, An Act for making Provision againft Invaſions and Infurrections*, and, after ſome Time ſpent therein, M^r Speaker refumed the Chair, and M^r *Charles Carter* reported, that the Committee had had the faid Bill under their further Conſideration, but, not having Time to go through the ſame, they had directed him [to move] for Leave to fit again.

Refolved, That this Houfe will again refolve itfelf into a Committee upon the faid Bill To-morrow.

M^r *Bland* reported, that he had, according to Order, waited on the Governor, with the Refolution of the Houfe made Yeſterday, for appointing a Guard to the Magazine in the City of *Williamsburg*, to which his Honor answered, That he was well pleaſed with that Refolution, and that he would take Care to appoint a Guard accordingly.

A Bill *For paying the Burgeſſes Wages for this prefent Seſſion of Affembly*, was read a ſecond Time.

Ordered, That the faid Bill be ingroſſed, and read a third Time.

And then the Houfe adjourn'd till To-morrow Morning Eleven o'Clock.



Saturday, May 1st, 1756.

 R. *Henry Robinſon* reported, That the Committee appointed, had, according to Order, examined ſuch other inrolled Bills, as were ready for the Governor's Affent, and rectified ſuch Miſtakes as were found therein, and that they were truly inrolled.

Ordered, That M^r *Robinſon* do carry the inrolled Bills to the Council for their Inſpection.

A Claim of *Michael Boyer*, for taking up a Runaway therein mentioned, was preſented to the Houfe, and read.

71 *Ordered*, That the faid Claim be referred to the Conſideration of the next Seſſion of Affembly.

A Petition of *Robert Donald*, praying to be allowed for Goods by him found for the Uſe of the late *Shawneſe* Expedition.

Alſo a Petition of *Thomas Donald* to the ſame Purpoſe.

Alſo a Petition of *Robert Haſtie*, to the ſame Purpoſe, were ſeverally preſented to the Houfe and read.

Ordered, That the faid Petitions be referred to M^r *Henry Robinſon*, M^r *Fleming*, M^r *Robert Bolling*, and M^r *John Nicholas*, that they do examine into the Allegations of the
 faid

faid Petitions respectively, and report the same, with their Opinion thereupon, to the House.

Mr Attorney, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration the Petition of Mr *William Bernard*, to them referred, complaining of an undue Election and Return of Mr *Philip Ludwell Lee*, to serve as a Burgess in this present General Assembly, for the County of *Westmoreland*, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House, as follows.

Resolved, That the further Consideration of the said Petition be referred to the next Session of Assembly.

Upon a Motion made,

Resolved, That the Sum of Forty Pounds be paid by the Treasurer of this Colony, out of the public Money in his Hands, to *William Hunter*, for printing 25,000 Lottery Tickets, and for printing several Advertisements relating to the *Virginia* Lottery in his Gazette: And that the Sum of thirty Pounds be paid to *George Davenport*, for numbering the said Tickets, and for his Attendance as Clerk to the Managers and Directors of the said Lottery.

Ordered, That the said Refolve be ingrossed, and that Mr *Charles Carter* do carry it to the Council for their Concurrence.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For suspending the Proceedings of all Courts of Law and Equity within this Colony, for a certain Time, and for other Purposes*, and it is referred to Mr *Charles Carter* and Mr *Landon Carter*, to prepare and bring in the same.

Mr *John Nicholas* reported, That the Committee to whom the Bill, *For appointing a public Ferry, and discontinuing a former one*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be engrossed, and read a third Time.

A Message from the Council, by Mr *Walthe*.

That they have inspected the inrolled Bills, and are satisfied they are truly inrolled.

A Message from the Governor, by Mr *Walthe*.

72

Mr *Speaker*,

"The Governor commands the immediate Attendance of your House in the Council Chamber, and that you bring with you such Bills as are ready for his Assent."

Mr Speaker, with the House, went up accordingly, and the Governor was pleased to give his Assent to the following Bills, *viz*.

1. *An Act for raising the Sum of Twenty-five Thousand Pounds, for the better Protection of the Inhabitants of the Frontiers of this Colony, and for other Purposes therein mentioned.*
2. . . . *For disarming Papists, and reputed Papists, refusing to take the Oaths to the Government.*
3. *For appointing a Treasurer.*
4. *For adding certain Lands, therein mentioned, to the City of Williamsburg.*
5. *To revive and amend an Act, intituled, An Act for inspecting Pork, Beef, Tar, Pitch, and Turpentine.*
6. *For appointing Trustees, to Lease out certain Lands and Slaves, and for other Purposes therein mentioned.*
7. *To enable the Nottoway Indians to sell certain Lands, and for other Purposes therein mentioned.*

His Honor likewise gave his Assent to the Refolve,

For allowing *William Hunter*, Printer, the Sum of £.300 *per Annum*, for his Salary, for his Services as public Printer.

The Order of the Day being read,

The

The House again resolved itself into a Committee upon the Bill, *For further amending an Act, intituled An Act, for making Provision against Invasions and Insurrections*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, That the Committee had had the said Bill under their further Consideration, and had made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be engrossed, and read a third Time.
And then the House adjourned till Monday Morning Eleven o'Clock.



Monday, May 3d, 1756.

✱✱✱ R. Landon Carter, presented to the House, according to Order, a Bill, *For suspending the Proceedings of all Courts of Law and Equity within this Colony, for a certain Time therein contained*, and the same was read the first Time, and ordered to be read a second Time.

A Message from the Governor by Mr Walthoe.

Mr Speaker,

73 "The Governor has commanded me to lay before your House a Letter from Col. "Washington, dated at Winchester, the 27th of April last, inclosing Letters from several "other Officers of the Regiment."

And the said Letters were read, and thereupon,

Resolved, That a strong Fort be with all Expedition and Dispatch erected at Winchester, in the County of Frederick, for the further Security of the Frontiers of this Colony.

Mr Charles Carter reported, That the joint Committee, appointed by the Council and this House, had according to Order, prepared an Address and Representation to his Majesty, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, with an Amendment.

Ordered, That the said Address and Representation, be sent to the Council, for their Concurrence.

An ingrossed Bill, intituled, *An Act for amending the several Acts for making Provision against Invasions and Insurrections, and for amending and explaining an Act past this present Session of Assembly, intituled, An Act for raising the Sum of £.25,000 for the better Protection of the Inhabitants on the Frontiers of this Colony, and for other Purposes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Upon a Motion made,

An ingrossed Clause was added to the said Bill as a Rider, and thereupon,

Resolved, That the Bill do pass.

Ordered, That Mr Charles Carter do carry the said Bill to the Council, for their Concurrence.

An ingrossed Bill, intituled, *An Act for paying the Burgeesses Wages for this present Session of Assembly*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Fleming do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act for appointing an Agent*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Landon Carter do carry the said Bill to the Council, for their Concurrence.

An engrossed Bill, intituled, *An Act for appointing a public Ferry, and for discontinuing a former one*, was read the third Time.

Resolved, That the Bill do pass.

Ordered,

Ordered, That M^r John Nicholas do carry the said Bill to the Council for their Concurrence.

A Bill *For suspending the Proceedings in all Courts of Law and Equity within this Colony, for a certain Time therein contained and for other Purposes therein mentioned*, was read a second Time, and committed to M^r Attorney, M^r Power, M^r Waller, M^r Pendleton, and M^r Robert Carter Nicholas.

The Order of the Day being read for the House to resolve itself into a Committee upon the Bill, *For supplying the Deficiencies of the several Funds, for the Protection of this Colony, against the Encroachments and Depredations of the French and Indians, and for advancing and securing the public Credit*.

Resolved, That this House will resolve itself into a Committee upon the said Bill, on Monday next. 74

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Tuesday, May 4th, 1756.

Message from the Council by M^r Walthoe.

A That they have agreed to the Bill, intituled, *An Act for amending the several Acts for making Provision against Invasions and Insurrections, and for amending and explaining an Act passed this present Session of Assembly, intituled, An Act for raising the Sum of £.25,000, for the better Protection of the Inhabitants on the Frontiers of this Colony, and for other Purposes therein mentioned*.

Also to the Bill, intituled, *An Act for appointing a public Ferry, and for discontinuing a former one*.

Also to the Bill, intituled, *An Act for paying the Burgeesses Wages for this present Session of Assembly*.

Also to the Resolve for paying the Expences attending the Virginia Lottery.

Also to the Resolve for paying the Officers Salaries for this Session of Assembly.

Upon a Motion made,

Resolved, That the Sum of £.20 be paid by the Treasurer of this Colony out of the public Money in his Hands, to Peter Pelham for his Trouble in setting up the Organ in the Church in the City of Williamsburg, and performing on the same during this Session.

Ordered, That the said Resolve be ingrossed, and that M^r Thomas Tabb do carry it to the Council for their Concurrence.

M^r Attorney reported, That the Committee to whom the Bill *For suspending the Proceedings of all Courts of Law and Equity within this Colony for a certain Time, therein contained, and for other Purposes therein mentioned*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed, and read a third Time.

Ordered, That M^r Lightfoot have Leave to be absent from the Service of this House, the Remainder of this Session.

Upon a Motion made,

Resolved, That Twenty-five Members be a sufficient Number to make an House.

An ingrossed Bill, intituled, *An Act for granting Protection to certain Persons, and for other Purposes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass,

Ordered, That M^r Attorney do carry the said Bill to the Council for their Concurrence. 75

The House being informed that the Sheriff of Prince-William attended at the Door, in Custody of the Serjeant at Arms, and that he had in due Time delivered the Writ for electing

electing a Burgefs for the faid County, together with his Return inclofed to the Clerk of this Houfe, to one *James Hunter*, then on his Way to *Williamfburg*, who had neglected to deliver it in Time.

Ordered, That the faid Sheriff be difcharged out of Cuftody, paying Fees.

Mr Fleming reported, That the Committee, to whom the Petition of *Robert Donald* was referred, had examined into the Allegations thereof, and come to two Refolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houfe, as follow.

Resolved, That it appears to the Committee that the faid *Robert Donald*, by Order of his Honor the Governor, did fupply Capt. *John Smith* with fundry Goods, to the Value of £.80 2*s*. 6*d*. for the Ufe of the Men who marched under the faid Capt. *Smith's* Command, on the Expedition againft the *Shawnefe*, and that the faid *Robert Donald* did pay to *John Pearce*, the Sum of £.9 7*s*. 6*d*. for fifteen Days Hire of his Cart and Oxen, to tranfport the faid Goods towards Fort *Frederick*.

Resolved, That the faid *Robert Donald* ought to be paid for the fame by the public, the Sum of £.89 10*s*.

Ordered, That it be an Inftruction to the Committee, appointed by Aft of Affembly for raifing £.40,000, to make an Allowance to the faid *Robert Donald*, purfuant to the laft Refolution.

Mr Fleming alfo reported, That the Committee, to whom the Petition of *Robert Haftie* was referred, had had the fame under their Confideration, and agreed upon a Report, and come to two Refolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houfe, as follow.

The faid *Robert Haftie* produced to this Committee an Account againft Major *Andrew Lewis* for fundry dry Goods delivered him at Fort *Frederick*, amounting to £.4 9*s*. 11*d*. with a Certificate figned *Andrew Lewis*, fignifying that the faid Goods were received for the Ufe of the *Cherokee Indians*.

The faid *Robert Haftie* alfo produced to this Committee an Account againft Capt. *John Smith* for fundry Goods delivered him at Fort *Frederick*, amounting to £.7 13*s*. 9*d*. which Account is figned *John Smith*, and directed to the Honorable Committee, but it does not appear to this Committee for what Ufes the faid Goods were delivered, and thereupon

Resolved, That the faid *Robert Haftie* ought to be paid by the public the Sum of £.4 9*s*. 11*d*. for the Goods mentioned in the faid Account againft Major *Lewis*.

Resolved, That the faid Petition, as to fo much thereof as relates to the Goods mentioned in the Account againft Capt. *Smith*, ought to be referred to the next Seffion of Affembly, to be further enquired into.

Ordered, That it be an Inftruction to the Committee, appointed by Aft of Affembly for raifing £.40,000, to make an Allowance to the faid *Robert Haftie*, purfuant to the firft Refolution.

And then the Houfe adjourn'd till To-morrow Morning Eleven o'Clock.



Wednesday, May 5th, 1756.

76



MESSAGE from the Council, by *Mr Walthoe*.

That they have agreed to the Addrefs to His Majefty, without any Amendments.

Alfo to the Representation to His Majefty with fome Amendments, to which they defire the Concurrence of this Houfe.

And that they have agreed to the Bill, intituled, *An Aft for granting Protection to certain Perfons, and for other Purpofes therein mentioned.*

Alfo

Alfo to the Refolve for paying *Peter Pelham* the Sum of Twenty Pounds, for the Services therein mentioned.

The Houfe proceeded to the Confideration of the Amendments propofed by the Council, to the Representation to his Majefty, and the fame was read, and agreed to by the Houfe.

Ordered, That Mr Attorney do go up with a Meffage to the Council, and inform them thereof.

Ordered, That the faid Addrefs and Representation be fairly tranfcribed, and that Mr Attorney do carry them up to be figned by the Prefident of the Council.

Mr *Fleming* reported, That the Committee to whom the Petition of *Thomas Donald* was referred, had had the fame under their Confideration, and agreed upon a Report, and come to two Refolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the Houfe, as follow.

The faid *Thomas Donald* produced to this Committee, an Account againft Capt. *William Preston*, for Goods delivered him at Fort *Frederick*, for the Ufe of his Company, amounting to £.3 2 f. 6d. with a Certificate figned *William Preston*, fignifying that the faid Goods were received for the Ufe of the faid Company.

The faid *Thomas Donald* alfo produced to this Committee, an Account againft Capt. *Richard Paris*, for fundry Goods delivered to him at Fort *Frederick*, for the Ufe of the white Men and *Indians* in his Company, amounting to £.59 19f. 7d. with a Certificate figned *Richard Paris*, fignifying that the faid Capt. *Paris* had received the faid Goods for the Ufes aforefaid.

The faid *Thomas Donald* alfo produced to this Committee, an Account againft Capt. *John Smith*, for fundry Goods delivered him at Fort *Frederick*, amounting to £.19 13 f. 1d. which Account is figned *John Smith*, which Account is directed to the honorable Committee, but it does not appear to this Committee for what Ufes the faid Goods were delivered, and thereupon,

Resolved, That the faid *Thomas Donald* ought to be paid by the Public, the Sum of £.63 2 f. 1 d. for the Goods mentioned in the Accounts againft Capt. *Preston* and Capt. *Paris*.

Resolved, That the faid Petition, for fo much thereof as relates to the Goods contained in the Account againft Cap. *Smith*, ought to be referred to the next Seffion of Affembly, to be further enquired into.

Ordered, That it be an Inftruction to the Committee appointed by Aft of Affembly, for raifing £.40,000, to make an Allowance to the faid *Thomas Donald*, purfuant to the firft Refolution.

Mr *Henry Robinson* reported, That the Committee appointed had, according to 77 Order, examined the reft of the inrolled Bills, and rectified fuch Miftakes as were found therein, and that they were truly inrolled.

Ordered, That Mr *Henry Robinson* do carry the inrolled Bills to the Council for their Infpection.

A Meffage from the Council by Mr *Walthoe*,

That they have figned the Addrefs and Representation to His Majefty, and fent it down to be figned by the Speaker of this Houfe.

And that they have infpected the inrolled Bills, and are fatisfied they are truly inrolled.

A Meffage from the Governor by Mr *Walthoe*;

Mr *Speaker*,

“The Governor commands the immediate Attendance of this Houfe in the Council-Chamber, and that you bring with you fuch Bills as are ready for his Affent.”

Mr Speaker with the Houfe went up accordingly, and the Governor was pleafed to give his Affent to the following Bills, viz.

8. An Aft for amending the feveral Afts for making Provision againft Invaſions and Inſurrections, and for amending and explaining an Aft paſſed this preſent Seſſion of

of Affembly, intituled, *An Act for raising the Sum of Twenty-five Thousand Pounds, for the better Protection of the Inhabitants on the Frontiers of this Colony, and for other Purposes therein mentioned.*

9 *For granting Protection to certain Persons, and for other Purposes therein mentioned.*

10 *For continuing and amending an Act, intituled, An Act for the Relief of the Proprietors of the Tobacco burnt in Bolling's-Point Warehouse, in the County of Dinwiddie, and for the Relief of the Proprietors of the Tobacco burnt at Coan and Deep-Creek Warehouses.*

11 *For appointing a public Ferry, and discounting a former one.*

12 *For paying the Burgeffes Wages for this present Session of Affembly.*

His Honor likewise gave his Assent to the following Resolves of the House of Burgeffes, which the Council had agreed to, viz.

A Resolve, For paying the Expences attending the *Virginia Lottery*.

A Resolve for paying *Peter Pelham* the Sum of Twenty Pounds, for the Services therein mentioned.

Also a Resolve for paying the Officers Salaries, for this present Session of Affembly.

And then His Honor was pleased to make the following SPEECH.

⁷⁸ *Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,*

I THANK you for the several Votes of supply granted this Session, for Protection of our Frontiers, and defeating the mischievous unjust Invasions, Robberies, and Murders, of the cruel Enemy, and I hope it will have the desired Effect.

Gentlemen of the House of Burgeffes,

I cannot help expressing my Repentment at the great Indignity offered the Supream Court of this Colony, by sending your Mace-Bearer within the Bar, and taking away such of the Ministers of that Court, as were Members of your House, and thereby obstructing, in some Measure, the Course of Justice, which is an unprecedented Step; you must all be sensible that the Prosperity and Reputation of a Country, depends as much upon a due and orderly Administration of Justice, as upon the Power of enacting Laws; these, however, wisely formed, will be always ineffectual and useless, unless properly carried into Execution.

Gentlemen, I recommend to you when you go to your respective Counties, to use your Influence in having the Militia properly collected together, exercised, and ready on a Call, for the Protection of our Country in these perilous Times.

I wish you an agreeable Recess, and I think proper to prorogue you to the Second *Thursday* in *October*, and you are accordingly prorogued to that Time.

THE
JOURNAL
OF THE
HOUSE
OF
BURGESSES,
MDCCLVI.

Being The Second SESSION of this Present
GENERAL ASSEMBLY.



WILLIAMSBURG:

Printed by WILLIAM HUNTER. MDCCLVI.

THE
JOURNAL
OF THE
HOUSE OF BURGESSSES.

Monday, September 20th, 1756.



MESSAGE from the Governor was delivered by Mr *Walthoe*.

Mr Speaker, and Gentlemen of the House of Burgeffes,

"The Governor commands the immediate Attendance of your
"Houfe in the Council-Chamber."

Accordingly Mr *Speaker*, with the Houfe, went up to attend the Governor.

And being returned, he reported, that the Houfe had attended the Governor in the Council-Chamber, and that the Governor was pleased to make a Speech to the Council and this Houfe, of which he had, to prevent Miftakes, obtained a Copy, which he read to the Houfe, and afterwards delivered in at the Table, where it was again read, and is as follows.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

I HAVE been obliged to call you together much fooner than I intended; a Letter from His Excellency the Right Honorable the Earl of *Loudoun*, makes your meeting now absolutely neceffary.

His Lordfhip acquaints me in that Letter, That the *French*, and their *Indians*, he apprehends, will take the important Fortrefs of *Ofwego*, on Lake *Ontario*, with all the Stores and Ammunition therein: Since the Receipt of that Letter, a Confirmation is brought of its actually being taken, with the melancholly Circumftances attending that Affair: After the Surrender of the Fort, the inhuman *Indians*, with the ftill more inhuman *French*, have actually cut off the Men in that Garifon, by cruelly murdering them in cold Blood, contrary to the Laws both of Nature and Nations; by which you may obferve what is to be expected from the Subjects of His Moft Christian Majefty: His Lordfhip defires me to be on my Guard againft the pernicious Confequences that may attend fuch an unhappy Event, as it will lay us ftill more open to the *French Indian* Power, which we may directly expect on our Frontiers.

The Regiment in this Country's Service, under the Command of Col. *George Washington*, I fuppose are properly ftationed to refift any Invaſion. And, from Captain *Overton*, I have Reaſon to expect Four Hundred *Cherokee Indians*, to affift us in protecting our Frontiers.

Gentlemen of the House of Burgeffes,

I recommend to you to make proper Provifion for thefe *Indians*; I fhall from the public Magazine, fupply them with Arms, Powder, and Lead; and I have ordered the Purchase of ſome Cloathing, but much fhort of what will be absolutely neceffary.

I fhall caufe the Earl of *Loudoun's* Letter to me to be laid before you; whereby you may obferve his Lordfhip, in the moft preffing Manner, defires our Affiftance of Recruits, for compleating the Regiment of Royal *Americans*, under His Lordfhip's immediate Command. His Majefty has been graciously pleafed to fend fome Officers from *Britain*, and he expects that the feveral Colonies on this Continent will furnifh Levies fufficient to compleat that Regiment, which is to confift of Four Battalions, of One Thoufand Men each. It is alfo expected that the inlifting Money, and the Expences of fending the Men to the Place where they are to be properly formed, is to be paid by the different Colonies, after which they are to be on the *British* Eftablifhment.

As this is demanded from every Colony, I muft earneftly recommend it to you, *Gentlemen*, to form a Law to facilitate the raifing of Men, in the moft effectual Manner, for this Purpofe: And thus juftify your Country's Claim to be Her excellent Sovereign's moft dutiful, as She is His Moft ancient Colony and Dominion.—You cannot but be further folicitous that the Royal *American* Regiment fhould be compleated, fince any Deficiency in that muft be fupplied, on every Occafion, with Militia Levies, to put a Stop to the Progreffs of our *French* and *Indian* Enemies.

Gentlemen, If any indented Servants fhould inlift in His Majefty's Service, I am ordered to recommend to you, to make proper Provifion for repaying the Mafters of fuch Servants as fhall inlift, the Money paid by fuch Mafters on their original Contract, in Proportion to the Time fuch indented Servants have to ferve.

His Majefty alfo expects that the Funds now raifed and appropriated, or which may hereafter be raifed, be iffued and applied to the general Service, in fuch Manner, as the Commander in Chief of His Forces on this Continent fhall direct.

Colonel *Wafhington* complains to me, That the People from *Pennfylvania* purchafe, and drive off from our Frontiers great Numbers of Cattle, by which he apprehends there may be a Scarcity for maintaining the Forces in this Country's Pay; I therefore recommend it to you to form a Law for preventing this Evil.

Major *Lewis*, agreeable to Orders, marched with his Company of Men to the *Cherokee* Country, where he has conftituted a Fort, to the Approbation and Satisfaction of thofe *Indians*; his Letter to me, with One from the Sachems of that Nation, I fhall caufe to be laid before you: You will obferve the *Indians* requeft a Number of Men to garifon that Fort, which I think, at this Time, may be of effential Service, to keep them in good Temper; and I recommend it to you, to make Provifion accordingly for fome Men to march and remain there for a Time.

Gentlemen of the Council, M^r Speaker, and Gentlemen of the Houfe of Burgeffes,

You muft all be very fenfible of His Majefty's paternal Care and Regard for His Subjects on this Continent, which he has fignified at fuch immenfe Expence by Sea and Land for our Prefervation, and I doubt not will raife in every Breaft a grateful and dutiful Acknowledgment.

I muft obferve that the Difpute between the two Crowns grows near to a Crifis, whether thefe Colonies are ftill to remain under the happy Conftitution of *Great-Britain*, or become fubject to the Arbitrary Power of a defpotic Prince; if under the former, you are fafe in your Lives, Religion, Liberties and Eftates; if to the Latter (which Heaven avert) reflect, I befeech you, on the dreadful Change, on the fad Neceffity of giving up your Liberty for Slavery, the pureft Religion for the groffeft Idolatry and Superftition, the legal and mild Government of a Proteftant King, for the arbitrary Exactions, and heavy Oppreffions of a Popifh Tyrant. As there can be no Medium, therefore I hope every Individual will exert themfelves, in protecting the many Bleffings and Privileges we enjoy under the beft King and Conftitution on the Face of the Earth.

Thefe different Matters I thought proper to lay before you, and I recommend them to your moft ferious Attention. With the utmoft Earneftnefs and Concern for the Prefervation and Welfare of our Country, I in Her Name, and for Her Sake, intreat you to exert your utmoft Efforts for Her Safety, and our Sovereign's Honor.—And may that

Wifdom

Wisdom and Goodness which maketh Men to be of one Mind in an House, promote your Unanimity and Application, and crown them with the most happy Effects.

Resolved, That an humble Address be made to the Governor, to return his Honor our Thanks for his Speech, to express our Concern for the Loss of the important Forts of *Ofwego*, to represent to him, that we are too sensible of the Blessings we enjoy under his Majesty's Government and our own happy Constitution to hazard any Change, and that we will do every Thing in our Power for the Honor of his Majesty, and the Welfare and Preservation of his Colonies.

Ordered, That a Committee be appointed to draw up an Address to the Governor, pursuant to the said Resolution; and it is referred to Mr Attorney and Mr Bland to prepare and bring in the same.

Resolved, That this House will take the Governor's Speech into Consideration To-morrow.

Ordered, That the Rev. Mr William Yates be continued Chaplain to this House, and that he attend to read Prayers every Morning at ten o'clock.

Ordered, That William Francis, Thomas Broadrib, Andrew Lindsay and James Lavie, be continued in their respective Offices of Door-Keepers to this House, and that they give their Attendance accordingly.

4 Upon a Motion made,

Ordered, That all such Claims and Propositions as were referred from the last to this Session of Assembly, and also all such Claims and Propositions as shall be certified to this Session of Assembly, be referred to the Consideration of the next Session of Assembly.

And then the House adjourned till To-morrow Morning 11 o'Clock.



Tuesday, September 21st, 1756.

Ordered,  THAT an Address be made to the Governor, to order a new Writ to issue for the electing a Citizen to serve in this present General Assembly for the City of *Williamsburg*, in the Room of Mr John Chiswell, who, since his Election, hath accepted of the Office of Clerk of *Hanover* County, and that Mr Lemuel Riddick do wait on him with the said Address.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing a Burgess to serve in this present General Assembly for the County of *James-City*, in the Room of Mr Carter Burwell, deceased, and that Mr Benjamin Waller do wait on him with the said Address.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing a Burgess to serve in this present General Assembly for the County of *Spotsylvania*, in the Room of Mr Rice Curtis, who, since his Election, hath accepted of the Office of Sheriff of the said County, and that Mr Pendleton do wait on him with the said Address.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing a Burgess to serve in this present General Assembly for the County of *Hanover*, in the Room of Mr Henry Robinson, deceased, and that Mr Syme do wait on him with the said Address.

A Message from the Governor was delivered by Mr Walthoe.

Mr Speaker,

"The Governor has commanded me to lay before this House the several Letters "from the Right Honorable the Earl of *Loudoun*, Major *Lewis*, and the Sachems of the "*Cherokee* Nation, mentioned in his Honor's Speech, at the Opening of this Session."

And the said Letters were read, and ordered to lie on the Table.

Mr

Mr Attorney reported, that the Committee appointed had, according to Order, prepared an Address to the Governor, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read, and is as follows.

SIR,

W E His Majesty's most dutiful and loyal Subjects, the Burgesses of His most ancient Colony and Dominion of *VIRGINIA*, return your Honor our unfeigned Thanks for your most affectionate Speech, at the Opening of this Session.

At a Time when we daily expected to hear of the good Success of His Majesty's Arms on the Continent, it cannot but give us the most sensible Concern, to be informed of the Loss of a Place of such Importance as the Fort of *Oswego*. We hope, from this unhappy Affair, this Good may be produced, that we shall all heartily unite in our Opposition to an Enemy now become formidable, and in Support of that Plan which His Majesty, with great Care and Expence, has prepared to execute.

We who enjoy the Blessings of a *British* Constitution, reduced to its original Purity, and breathing nothing but Freedom and Justice, under the Government of our most gracious Sovereign, must, without the grossest Stupidity, look with Horror and Detestation on the dreadful Reverse, a *French* Tyranny, under which, the Cruelties they daily exercise, would be compassionate, as they would deprive us of an Existence, no longer valuable, where Religion, Life, and Property are to be subject to the Will of a superstitious, cruel, and arbitrary Monarch. And we assure your Honor, That we shall always be ready with our Lives and Fortunes, to support His Majesty's just and indisputable Rights, and to protect His Colonies from the Blow that is aimed at them, by our detestable Enemy.

Ordered, That the said Address be fairly transcribed, and presented by the whole House.

Ordered, That the Committee who prepared the same, wait on the Governor, to know his Pleasure when they shall attend his Honor, to present it.

The Order of the Day being read for the House to take into their Consideration the Governor's Speech,

Resolved, That this House will resolve itself into a Committee upon the said Speech.

Ordered, That the several Letters this Day laid before the House by Order of the Governor, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee upon the said Speech, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the said Committee had had the Governor's Speech, and the several other Papers to them referred, under their Consideration, and gone through the same, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, as follow.

Resolved, That a Reward be given to such Persons as will enlist in His Majesty's Royal *American* Regiment, under the Command of his Excellency the Earl of *Loudoun*.

Resolved, That the Expence of maintaining the Levies raised in this Colony, and transporting them to the Place where they are to be properly formed, be defrayed by the Public.

Resolved, That the Owners of such Servants, who shall enlist in His Majesty's Royal *American* Regiment, be paid for such Servants by the Public.

Resolved, That the Expence of clothing and maintaining the *Cherokee Indians* coming in to the Assistance of this Colony, shall be defrayed by the Public.

Resolved, That a Number of Men be raised and sent to garison the Fort at *Choto* in the *Cherokee* Country.

Ordered, That a Bill or Bills be brought in, pursuant to the said Resolutions, and it is referred to Mr *Carter*, Mr *Bland*, Mr *Riddick*, Mr *Nicholas*, Mr Attorney and Mr *Pendleton*, to prepare and bring in the same.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, September 22d, 1756.

✱✱✱ R. Carter presented to the House, according to Order, a Bill, *For raising Recruits*
✱ M ✱ *for His Majesty's Service, and for other Purposes therein mentioned*, and the
✱ ✱ ✱ same was read the first Time, and ordered to be read a second Time.

Mr Attorney reported, that the Committee had, according to Order, waited on the Governor, to know his Pleasure when the House should attend him with their Address; and that he was pleased to say that he would receive it To-day, and that he would signify by a Message to the House when he was ready to receive it.

A Message from the Governor by Mr Walthoe.

Mr Speaker,

"I am commanded by the Governor to acquaint this House, that his Honor is now 'ready to receive their Address in the Council-Chamber.'"

Mr Speaker, with the House, went up, and being returned, reported, that he, with the House, had attended the Governor in the Council Chamber, and presented the Address of this House to him, to which he was pleased to answer.

Mr Speaker, and Gentlemen of the House of Burgesses,

I DESIRE, most sincerely, to return you my hearty Thanks for your kind ADDRESS
It gives me a sensible Pleasure, to observe you so unanimous in your Opposition to an Enemy that has no less in View than our Ruin; and your Determination to support the Plan, His Majesty has so wisely, and at so great Expense, concerted for our Protection; and that you will, with your Lives and Fortunes, support His Majesty's just and indisputable Rights.

Gentlemen, I must observe, the Rights of the Crown and the Property of the Subject, are so closely connected, that the supporting the one is a Protection to the other; and at this Time of so imminent Danger, your Duty to your King, your Country, Family, and Posterity, calls aloud to you to exert your utmost Abilities in defeating the Designs of our inveterate Enemies.

I desire to assure you, That I will most cordially concur with you in every Thing to obtain what you have so sincerely in View.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For Reducing the Act of Assembly made in the fourth Year of Queen Anne, intituled, An Act for regulating the Election of Burgesses, for settling their Privileges, and ascertaining their Allowances; and one Act*
7 *made in the tenth Year of His present Majesty's Reign, intituled, An Act to declare who shall have a Right to vote in the Election of Burgesses to serve in the General Assembly for Counties, and for preventing fraudulent Conveyances, in Order to multiply Votes at such Elections, into one Act of Assembly, and for amending the said Acts, and it is referred to Mr Bland and Mr Nicholas to prepare and bring in the same.*

Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing Burgesses to serve in this present General Assembly for the County of Bedford, the Sheriff having made Return on the last Writ for electing Burgesses for the said County, that it came to Hand too late to be executed, and that Mr Thomas Nash do wait on his Honor with the said Address.

Upon a Motion made,

A Bill, *For raising Recruits for His Majesty's Service; and for other Purposes therein mentioned*, was read a second Time, and ordered to be committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

And then the House adjourned till to-morrow Morning Eleven o'Clock.

Thursday,

Thursday, September 23d, 1756.

THE several Claims of *Thomas Jones, John Miller, John Daniel, Joseph Tankerfley, Samuel Poe, Paul Tilman, Aquilla Johnston, James Henderson, John Apperson, Simon Poe, and Ambrose Smith*, all of *Caroline County*, for taking up Runaways therein mentioned.

Also a Claim of *James Taylor*, for taking up a Defenter, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

A Petition of *Thomas Penman*, Keeper of the Public Goal, praying, That the additional Salary granted him by a former Session of Assembly, for maintaining the public Prisoners, may still be continued to him, was presented to the House and read.

Resolved, That the additional Sum of £.15 be paid to the said *Thomas Penman* every Year, over and above his usual Salary of £.25.

Resolved, That 10 lbs. of Tobacco *per Day* be allowed to the said *Thomas Penman* for every Criminal committed to the said Goal, during such Criminals Imprisonment, from this Time to the End of the next Session of Assembly.

The Order of the Day being read,

The House resolved itself into a Committee upon the Bill, *For raising Recruits for His Majesty's Service; and for other Purposes therein mentioned*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

A Member returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Friday, September 24th, 1756.

TWO new Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

The Order of the Day being read,

The House again resolved itself into a Committee upon the Bill, *For raising Recruits for His Majesty's Service, and for other Purposes therein mentioned*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their further Consideration, and gone thro' the same, and had made several Amendments thereto which they had directed him to report to the House, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read and agreed to by the House, with some Amendments.

Ordered, That the said Bill with the Amendments, as amended, be engrossed and read a third Time.

Upon a Motion made,

Ordered,

Ordered, That Leave be given to bring in a Bill, *For paying the Burgeffes Wages for this Seffion of Affembly*, and it is referred to M^r Bland, and M^r Pendleton to prepare and bring in the fame.

Ordered, That it be an Inftruction to the faid Committee to receive a Claufe or Claufes for altering *Suffex Court Day*.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.



Saturday September 25th, 1756.



MEMBER returned upon a new Writ, having taken the Oaths appointed to be taken by A^{ct} of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and fubfcribed the Oath of Abjuration, and alfo fubfcribed the Teft, was admitted to his Place in the Houfe.

M^r Bland prefented to the Houfe, according to Order, a Bill, *For paying the Burgeffes Wages for this Seffion of Affembly, and for other Purpofes therein mentioned*, and the fame was read the firft Time, and ordered to be read a fecond Time.

Upon a Motion made,

⁹ *Ordered*, That Leave be given to bring in a Bill, *For appointing Commiffioners to take and ftate Accounts of the Tobacco lately burnt in Crutchfield's and Pitt's Warehoufes, and other Purpofes therein mentioned*, and it is referred to M^r Syme to prepare and bring in the fame.

An engroffed Bill, intituled, *An A^{ct} for raifing Recruits for His Majesty's Service, and for other Purpofes therein mentioned*, was read the third Time, and the Blanks therein filled up.

Refolved, That the Bill do pafs.

Ordered, That M^r Charles Carter do carry the faid Bill to the Council for their Concurrence.

M^r Syme prefented to the Houfe, according to Order, a Bill, *For appointing Commiffioners to take and ftate Accounts of the Tobacco lately burnt in Crutchfield's and Pitt's Warehoufes, and for other Purpofes therein mentioned*, and the fame was read the firft Time, and ordered to be read a fecond Time.

Upon a Motion made,

A Bill, *For paying the Burgeffes Wages for this Seffion of Affembly*, was read a fecond Time, and committed to M^r Gabriel Jones, M^r Fairfax and M^r Bland.

Upon a Motion made,

A Bill, *For appointing Commiffioners to take and ftate Accounts of the Tobacco lately burnt in Crutchfield's and Pitt's Warehoufes, and for other Purpofes therein mentioned*, was read a fecond Time.

Ordered, That the faid Bill be engroffed and read a third Time.

A Meffage from the Council by M^r Walthoe,

That they have agreed to the Bill, intituled, *An A^{ct} for raifing Recruits for His Majesty's Service*, without any Amendments.

And then the Houfe adjourned till Monday Morning Eleven o'Clock.



Monday, September 27th, 1756.



PETITION of William Hunter, Printer, praying, That his Salary as Printer to this Houfe, which will expire at the End of this Seffion of Affembly, may be further continued to him, was prefented to the Houfe and read; and thereupon

Refolved, That the Sum of £.300 per Annum be allowed to William Hunter, Printer, to continue to the End of the next Seffion of Affembly, as a full Confideration for printing

ing the Journal of the House of Burgeffes, printing the Laws of each Session, and sending thirteen of them to every County-Court Clerk, one of which to be half-bound for the Use of the Court, printing Inspectors Notes and Books, Proclamations, and other public Advertisements.

Ordered, That the said Resolve be engrossed, and that Mr *Bland* do carry it to the Council for their Concurrence.

An engrossed Bill, intituled, *An Act for appointing Commissioners to take and state Accounts of the Tobacco lately burnt in Crutchfield's and Pitt's Warehouses; and for other Purposes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Syme* do carry the said Bill to the Council for their Concurrence.

Mr *Bland* reported, That the Committee to whom the Bill, *For paying the Burgeffes Wages for this Session of Assembly, and for other Purposes therein mentioned*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read and agreed to by the House.

Ordered, That the Bill with the Amendments be engrossed and read a third Time.

Ordered, That a Committee be appointed to examine the inrolled Bills, of the following Persons, viz. Mr *Bland* and Mr *Nicholas*.

Two Claims of *John Infco* and *Richard Lambrook*, for taking up Runaways therein mentioned, were presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

A Message from the Council by Mr *Walthoe*,

That they have agreed to the Bill, intituled, *An Act for appointing Commissioners to take and state Accounts of the Tobacco lately burnt in Crutchfield's and Pitt's Warehouses, and for other Purposes therein mentioned*.

Also to the Resolve of this House, For allowing *William Hunter*, Printer, a Salary of £.300 *per Annum*, for the Services therein mentioned.

Sundry Claims of the Militia of *Albemarle* County, ordered out by his Honor the Governor to range on the Frontiers of this Colony.

Also sundry Claims of the Ferry-keeper at *Hog-Island* for public Services therein mentioned.

Also a Claim of *Benjamin Williamson*, for taking up a Runaway therein mentioned, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

Upon a Motion made,

Resolved, That the several Sums following be allowed to the several Officers of the General Assembly, respectively.

	£.	s.	d.
To <i>John Randolph</i> , Esq; Clerk of the House of Burgeffes,	60	—	—
To <i>Nathaniel Walthoe</i> , Esq; Clerk of the General Assembly,	30	—	—
To the Reverend Mr <i>William Yates</i> , Chaplain,	15	—	—
To Mr <i>Francis Eppes</i> , Serjeant at Arms,	20	—	—
To the Door-Keeper of the Council,	5	—	—
To <i>William Francis</i> ,	5	—	—
To <i>Thomas Broadrib</i> ,	5	—	—
To <i>Andrew Lindsay</i> ,	5	—	—
To <i>James Lavie</i> ,	5	—	—
To Mr <i>John Palmer</i> , for his Services,	5	—	—

Ordered, That the said Resolve be engrossed, and that Mr *Charles Carter* do carry it to the Council for their Concurrence.

Upon a Motion made,

Ordered,

Ordered, That it be an Instruction to the Committee appointed by Act of Assembly, *For raising the Sum of £.40,000 for the better Protection of the Inhabitants on the Frontiers of this Colony*, That they examine the Accounts of the Officers appointed by the Governor to carry the drafted Militia to the Places by him appointed, and pay the said Officers so much as they shall think reasonable for such Services, and also that they pay the said Officers for the Time they were respectively in the said Service.

An engrossed Bill, intituled, *An Act for paying the Burgeesses Wages for this Session of Assembly, and for other Purposes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Bland* do carry the said Bill to the Council for their Concurrence.

Sundry Claims of the Militia of the County of *Hampshire*, were presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Tuesday, September 28th, 1756.

MEMBER returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, was admitted to his Place in the House.

A Petition of *Obediah Woodson*, setting forth, That he is informed, that himself with other Officers were, by a Council of War held by Major *Andrew Lewis*, deemed and declared mutinous, and the ill Success of the Expedition against the *Shawnee* was owing to the Petitioner, which Charge he asserts is highly unjust, and praying that this House will give him an Opportunity of manifesting his Innocence, was presented to the House, and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

A Message from the Council by Mr *Walthoe*,

That they have agreed to the Bill, intituled, *An Act for paying the Burgeesses Wages for this Session of Assembly*.

Also to the Resolve, For paying the several Officers of the General Assembly the respective Sums of Money therein mentioned.

Mr *Bland* reported, That the Committee appointed had, according to Order, examined the inrolled Bills and rectified such Mistakes as were found therein, and that they were truly inrolled.

Ordered, That Mr *Bland* do carry the inrolled Bills to the Council for their Inspection.

A Message from the Council by Mr *Walthoe*,

That they have inspected the inrolled Bills, and are satisfied they are truly inrolled.

A Message from the Governor by Mr *Walthoe*,

Mr *Speaker*,

"The Governor commands the immediate Attendance of this House in the Council-Chamber, and that you bring with you such Bills as are ready for his Assent."

Mr *Speaker*, with the House, went up accordingly, and the Governor was pleased to give his Assent to the following Bills, viz.

1. *An Act for raising Recruits for His Majesty's Service, and for other Purposes therein mentioned.*
2. *An Act for appointing Commissioners to take and state Accounts of the Tobacco lately burnt in Crutchfield's and Pitt's Warehouses, and other Purposes therein mentioned.*

3. *An Act for paying the Burgeffes Wages for this Seffion of Affembly, and for other Purpofes therein mentioned.*

His Honor likewise gave his Affent to the following Refolves of the Houfe of Burgeffes, which the Council had agreed to, *viz.*

A Refolve for paying *William Hunter*, Printer, a Salary of £.300 *per Annum*, for the Services therein mentioned.

A Refolve for paying the Officers Salaries for this prefent Seffion of Affembly.

And then His Honor was pleased to make the following SPEECH, *viz.*

Gentlemen of the Council, Mr Speaker, and Gentlemen of the Houfe of Burgeffes,

I RETURN you Thanks for the Difpatch you have given to the Affairs recommended to your Confideration.—I wifh you had formed a more eafy and certain Method for raifing Levies to affift in compleating the Royal *American* Regiment.

I am obliged to you for the Confidence you place in me for the Application of the Money granted this Seffion; you may be affured it fhall be managed with much Frugality, altho' I am loaded with a great deal of Trouble in doing the neceffary Requifites, agreeable to the Act now paffed, which I wifh I had been eafed from, but as it is for the public Service I fhall ufe my beft Endeavours.

Gentlemen, As there are a great many Deferters and Vagrants in the Country, I defire your Influence and Interefts, in the different Counties you reprefent, in apprehending them, or engaging any indented Servants that incline to ferve His Majefty in the above Regiment, and fending them to this City, and any Charge accruing therefrom fhall be paid you.

I wifh you Health and an agreeable Recefs; and I think proper to prorogue you to the Second *Thursday* in *November*, and you are accordingly prorogued to that Time.

THE
JOURNAL
OF THE
HOUSE
OF
BURGESSES.
MDCCLVII.

Being The Third SESSION of this Present
GENERAL ASSEMBLY.



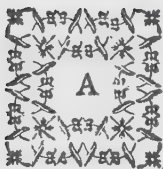
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THE
JOURNAL

of the
HOUSE OF BURGESSSES.



Thursday, April 14th, 1757.



MESSAGE from the Governor was delivered by Mr *Walthoe*.

Mr Speaker, and Gentlemen of the House of Burgeffes,

"The Governor commands the immediate Attendance of your
"Houfe in the Council-Chamber:"

Accordingly Mr Speaker, with the Houfe, went up to attend the
Governor.

And being returned, he reported, That the Houfe had attended the Governor in the
Council Chamber, and that the Governor was pleafed to make a Speech to the Council
and this Houfe, of which he had, to prevent Miftakes, obtained a Copy, which he read
to the Houfe, and afterwards delivered in at the Table, where it was again read, and is
as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

The general Welfare making it neceffary for the Southern Governors to meet the
Right Honorable the Earl of *Loudoun*, at *Philadelphia*, to concert Meafures for the
Protection of thefe Colonies; my Abfence from hence, for that Purpofe, had deferred
the Time of this Seffion's Meeting, which I would have otherwise accommodated more
to your Convenience.

I fhall caufe to be prefented to you, a Letter from his Lordfhip, to the Council, Mr
Speaker, and the Gentlemen of the Houfe of Burgeffes; as alfo the Plan agreed on by
his Lordfhip and the Governors, for Protection of the Southern Colonies, during the
Time he is executing a Plan of Operations to the Northward, agreed to, and recom-
mended by His Majefty.—Duty, Gratitude, and Affection to our moft excellent Sov-
ereign, and the moft animating Earneftnefs for your Country's Prefervation (your
wonted Motives) now urge you to effectuate, by every Method on your Parts requifite
for the general Service.

² Lord *Loudoun* returns you Thanks for your kind Vote of Eight Thoufand
Pounds, for raifing Recruits for the Royal *American* Regiment, which he will not fail to
reprent at Home in the very handfome Manner it deferves.

Gentlemen of the House of Burgeffes,

The vigorous Methods that our gracious King is purfuing for our Deliverance from
the public Enemy, at a vaft Expence, and a very large Armament, now happily arrived
at

at *Halifax*, in *Nova-Scotia*, call on you, in the strongest Manner, to contribute, even to the utmost of your Ability, such Supplies as the present Exigencies of our Affairs demand, and Lord *Loudoun* may reasonably expect, from the Readiness and Liberality, wherewith his Lordship has hitherto found all his Requisitions complied with in the Colonies to the Northward, and the Zeal you, *Gentlemen*, have already manifested for his Majesty's Service, on former Occasions.

The Weight of the Public Burthen, and the Part you bear, I am by no Means infensible of; but let us remember, that the End proposed is worthy of the Means, tho' dear bought in the Purchase; that it is invaluable in the Acquisition: And it is the Lesson of Experience, that an ill judged Parsimony, proves, in the End, the most fatal Extravagance.

It is with Concern, that I find the Money formerly granted, for raising and supporting the *Virginia* Regiment, is all expended; and yet there are great Arrears due to the Officers and Soldiers in the Country's Service: You will undoubtedly receive an Account of the Disposal of these Monies, from the Persons you entrusted therewith; and if there has been any Misconduct, from their being unacquainted with these Affairs, as new and unusual among us, you may, for the future, point out a more frugal Oeconomy in the public Expences, in which, and in all Things for the public Service, I shall readily join and assist you.

I have ordered Col. *Washington* to attend you, with a proper Account of the Arrears due; and I shall endeavour to lay before you an Estimate of the Aid necessary for the succeeding Year, which, I doubt not, you will make suitable Provision for.

The particular Affairs of the Dominion having been long unadjusted, through many unavoidable Avocations, I must now recommend them to your Attention.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeses,

I take this Opportunity of acquainting you, that my Health is so much impaired, that I cannot transact the Duties of my Appointment, in so proper a Manner as, I think, they require; I have therefore wrote Home for Leave to resign my Trust, and I have Reason to expect that Liberty soon: And as I probably may not have the Pleasure of meeting you again in a legislative Capacity, I desire to assure you of my sincere and hearty Regard for this Dominion, and if I can be of any Use to the Country at Home, I cheerfully offer my Service, and I shall at all Times embrace every Opportunity in my Power for the Good of the Country.

Gentlemen, The pressing Occasions of the Public, made still more urgent by the advanced Season of the Year, bespeak your most earnest Attention to the present Con-³ juncture, and the quickest Dispatch; both most happily to be attained by Unanimity and Application, which, therefore, *Gentlemen*, I desire to recommend to you, with such persuasive Prevalence, as I should always solicit your perpetual Prosperity and Happiness.

Resolved, That an humble Address be presented to his Honor, to return him the Thanks of this House for his affectionate Speech, and for the kind Offer he has made to serve this Colony with his Interest at Home; to declare that the great Regard which his Majesty has shewn for our Preservation and Security, by sending a fresh Body of *British* Troops to the Assistance and Defence of his *American* Dominions, must raise in us the most sensible Returns of Gratitude and Loyalty, as it is a Continuance of that Royal Goodness and Concern for the Safety and true Interest of his faithful Subjects, which we have so often experienced; that, on this Occasion, the unfeigned Tender of our Lives and Fortunes is no more than is due to his Majesty and our Country; and that in this common Cause, Interest, as well as Duty, will make us zealously unite to assert and maintain the Honor and just Rights of his Majesty's Crown, by concurring in all such Measures, within our Power, as may be necessary to carry on the War with Spirit and Vigor; imploring the Divine Providence to give Success to his Majesty's Arms, and
make

make them the happy Means of removing those violent Ravages and Depredations which now distress and interrupt the Tranquillity of the *British* Dominions upon this Continent.

Ordered, That a Committee be appointed to draw up an Address to the Governor, pursuant to the said Resolution, and it is referred to Mr *Bland* and Mr Attorney to prepare and bring in the same.

A new Member having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and subscribed the Test, was admitted to his Place in the House.

A Message from the Council by Mr *Walthoe*,

That they had sent down to this House a Letter from the Right Honorable the Earl of *Loudoun*, dated at *Philadelphia*, the 25th of *March* last, and directed to the Council and this House, and the same being read,

Resolved, That an humble Address of Thanks be made to his Excellency the Right Honorable the Earl of *Loudoun*, for his Lordship's kind Letter to the Council and this House, and to assure him of our Duty and Gratitude to his Majesty for his paternal Care of this Colony, and our great Readiness to exert ourselves, in every Thing within our Power, in this important Conjunction.

Ordered, That a Committee be appointed to draw up an Address to his Lordship, pursuant to the said Resolution, and it is referred to Mr *Landon Carter* and Mr *Pendleton*, to prepare and bring in the same.

Resolved, That this House will take the Governor's Speech into Consideration To-morrow.

Ordered, That the Rev. Mr *William Yates* be continued Chaplain to this House, and that he attend to read Prayers every Morning at Ten o'Clock.

Ordered, That *William Francis*, *Thomas Broadrib*, *Andrew Lindsey*, and *James Lavie*, be continued in their respective Offices of Door-Keepers to this House, and that they give their Attendance accordingly.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Friday, April 15th, 1757.

MESSAGE from the Governor was delivered by Mr *Walthoe*.



Mr *Speaker*,

"The Governor has commanded me to lay before your House the Plan
"of Operations mentioned in his Honor's Speech."

And the same was read, and ordered to lie on the Table, for the Perusal of the Members of this House.

Mr *Bland* reported, That the Committee appointed had, according to Order, prepared an Address to the Governor, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read and agreed to, with an Amendment, and is as follows.

SIR,

WE His Majesty's most dutiful Subjects, the Burgesses of *Virginia*, now met in General Assembly, return your Honor our sincere and hearty Thanks for your very affectionate Speech, and the kind Offer you make of your Service for the Interest of this Colony.

And although we are truly sorry to hear that your Honor's Health is so much impaired that you cannot sustain the Duties of your Appointment, yet permit us, Sir, to indulge ourselves in the pleasing Prospect of those Benefits which may arise to us from your good Offices at Home, which we assure you we shall always esteem as a peculiar Favor and singular Advantage to this Country.

The

The tender Regard which our Excellent Sovereign hath shewn for the Preservation and Security of his *American* Dominions, by sending a large Armament to their Assistance and Defence, must raise in us the most sensible Returns of Gratitude and Loyalty, as it is a Continuance of that Royal Goodness and Concern for the Safety and true Interest of his faithful Subjects which they have so often experienced.

On this Occasion the unfeigned Tender of our Lives and Fortunes is no more than is due to His Majesty and our Country; and we do give your Honor the strongest Assurances, that, in this common Cause, we will, with the greatest Firmness, zealously unite to assert and maintain the Honor and just Rights of His Majesty's Crown, and concur in every such Measure, within our Power, as may be necessary to carry on the present War with a Spirit and Vigor becoming true Sons of *Britain*; imploring the Divine Providence to give Success to His Majesty's Arms, and make them the happy Means of removing those violent Ravages and Depredations which now distress and interrupt the Tranquillity of the *British* Colonies upon this Continent.

Ordered, That the said Address be fairly transcribed and presented by the whole House. ⁵

Ordered, That the Committee who prepared the same wait on the Governor to know his Pleasure when they shall attend his Honor to present it.

Ordered, That an Address be made to the Governor, to order a new Writ to issue for the electing a Burgess, to serve in this present Assembly, for the County of *Westmoreland*, in the Room of the Honorable *Philip Ludwell Lee*, Esq; promoted to be one of the Members of his Majesty's Council, and that Mr *Washington* do wait on him with the said Address.

Mr *Landon Carter* reported, That the Committee appointed had, according to Order, prepared an Address to the Right Honorable the Earl of *Loudoun*, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House.

Ordered, That the said Address be fairly transcribed, and signed by the Speaker.

A Petition of *Benjamin Collet*, praying, That he may be appointed a Door-Keeper to this House, was presented to the House and read, and the Question being thereupon put,

It passed in the Negative.

Resolved, That the said Petition be rejected.

The Order of the Day being read, for the House to take the Governor's Speech into Consideration,

Resolved, That this House will take the said Speech into their Consideration on *Monday* next.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Saturday, April 16th, 1757.

 R. *Bland* reported, That the Committee appointed had, according to Order, waited on the Governor to know his Pleasure when the House should attend him with their Address, and that he was pleased to appoint *Monday* next, and to say he would send a Messenger to the House when he was ready to receive it.

And then the House adjourned till *Monday* Morning Eleven o'Clock.

Monday, April 18th, 1757.

 PON a Motion made,

 U *Ordered*, That the Speaker do acquaint the Governor that this House have prepared an Address to his Excellency the Right Honorable the Earl of *Loudoun*, and desire that his Honor will be pleased to transmit the same to his Lordship.

⁶ A Message from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker*,

"I am commanded by the Governor to acquaint this House that his Honor is now "ready to receive their Addresse in the Council-Chamber."

Mr *Speaker*, with the House, went up, and being returned, reported, That he, with the House, had attended the Governor in the Council-Chamber and presented the Addresse of this House to him, to which he was pleased to return the following Answer :

Mr *Speaker*, and Gentlemen of the House of Burgeesses,

I RETURN you my sincere and hearty Thanks for your kind and affectionate Addresse. If please God I get safe to Britain, it will at all Times give me much Pleasure if I can be of any Service to this Dominion.

Your just and grateful Notice of His Majesty's great Care for the Security of his American Dominions, your unfeigned Tender of your Lives and Fortunes to support and maintain the just Rights of his Crown, and your Determination to assist in carrying on this just War with Vigor becoming the true Sons of Britain, give me a most sensible Pleasure; which, by the Divine Assistance, I doubt not will fully protect you from the Ravages and Depredations of a most cruel and barbarous Enemy, and restore the Tranquillity of the British Colonies on this Continent, the Completion thereof shall be my continual Prayer and sincere Wish.

Mr *Speaker* also reported, That he had presented the Addresse of this House, to the Earl of *Loudoun*, to his Honor, and that he was pleased to say he would send it to his Lordship by Express.

And that the Governor had delivered to him an Estimate of the Heads of necessary Expences for which a Vote of Supply will be wanted, in Order to be laid before this House, which was read, and ordered to lie on the Table.

A Petition of *Joshua Williams*, late a Soldier in the *Virginia* Regiment, setting forth, That he had lost a Leg in the Service, by which he was rendered incapable of getting his Living, and that he was desirous of returning to *South-Carolina* from whence he came, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referred to Mr *Cary*, Mr *Bland*, and Mr *Adams*, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That a Committee of Privileges and Elections be appointed of the following Persons, viz.

Mr Attorney,

Mr *Charles Carter*,

Mr *Bland*,

Mr *Chiswell*,

Mr *Wormley*,

Mr *Robinson*,

Mr *Landon Carter*,

Mr *Johnson*,

Mr *Pendleton*,

Mr *Randolph*,

Mr *Page*,

Mr *William Digges*,

Mr *Dudley Digges*,

Mr *Ben. Harrison*, Junior,

Mr *Robert Carter Nicholas*,

Mr *Benjamin Harrison*, and

Mr *Whiting*.

⁷ And they are to meet and adjourn from Day to Day, and examine in the first Place all Returns of Writs for electing Burgeesses to serve in this present General Assembly, and to compare the same with the Form prescribed by Law, and to take into their Consideration all such Matters as shall or may come in Question touching Returns, Elections, and Privileges, and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the House; and the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee of Propositions and Grievances be appointed of the following Persons, viz.

Mr *Charles Carter*,

Mr *Wormeley*,

Mr *Chiswell*,

Mr *Bland*,

Mr *Spotswood*,

Mr

Mr *John Bolling*
 Mr *Baylor*,
 Mr *Presley Thornton*,
 Mr *Ben. Harrison, Junior*,
 Mr *Robinson*,
 Mr *William Digges*,
 Mr *Pendleton*,
 Mr *Washington*,
 Mr *Syme*,
 Mr *Fitzhugh*,
 Mr *Robert Bolling*,
 Mr *Whiting*,

Mr *Fairfax*,
 Mr *Cary*,
 Mr *Randolph*,
 Mr *Landon Carter*,
 Mr *Page*,
 Mr *Dudley Digges*,
 Mr *Johnson*,
 Mr *Charles Carter, Junior*,
 Mr *Alexander Bolling*,
 Mr *Robert Carter Nicholas*,
 Mr *Dandridge*, and

And they are to meet and adjourn from Day to Day, and to take into their Consideration all Propositions and Grievances that shall come legally certified to this Assembly, and to report their Proceedings, with their Opinions thereupon, from Time to Time, to the House; and all such Propositions and Grievances are to be delivered to the Clerk of the House, and by him to the said Committee, of Course; and the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee of public Claims be appointed of the following Persons, viz.

	Mr <i>Bland</i> ,
Mr <i>Westwood</i> ,	Mr <i>Harwood</i> ,
Mr <i>Thomas Tabb</i> ,	Mr <i>Spencer Ball</i> ,
Mr <i>Francis Smith</i> ,	Mr <i>Cave</i> ,
Mr <i>John Jones</i> ,	Mr <i>Gray</i> ,
Mr <i>John Smith</i> ,	Mr <i>Payne</i> ,
Mr <i>John West</i> ,	Mr <i>Barrett</i> ,
Mr <i>Robert Anderson</i> ,	Mr <i>Field</i> , and
	Mr <i>Booker</i> .

And they are to meet and adjourn from Day to Day, and to take into their Consideration all public Claims which shall be presented to the House during this Session, and to report their Proceedings, with their Opinions thereupon, to the House, when they have gone thro' the said Claims; and all Persons who have any Claims are to deliver them to the Clerk, and he is to deliver them to the said Committee of Course, and they are to have Power to send for Persons, Papers, and Records, for their Information.

Ordered, That a Committee for Courts of Justice be appointed of the following Persons, viz.

	Mr <i>Landon Carter</i> ,
Mr <i>John Tabb</i> ,	Mr <i>Pendleton</i> ,
Mr <i>Briggs</i> ,	Mr <i>Edmunds</i> ,
Mr <i>Francis West</i> ,	Mr <i>William Ball</i> ,
Mr <i>Willis Riddick</i> ,	Mr <i>Cabbell</i> ,
Mr <i>Slaughter</i> ,	Mr <i>Harris</i> ,
Mr <i>William Taylor</i> ,	Mr <i>Veale</i> , and
Mr <i>Corprew</i> .	

And they are to meet and adjourn from Day to Day, and to take into their Consideration all Matters relating to Courts of Justice, and such other Matters as shall from Time to Time be referred to them, and report their Proceedings, with their Opinions thereupon, to the House; and the said Committee are to inspect the Journals of the sixth, seventh, and eighth Sessions of the last General Assembly, and the first and second Sessions of this present General Assembly, and draw up a State of the Matters then depending and undetermined, and the Progress that was made therein, and report the same to the House; that they do also examine what Laws have expired since the two last Sessions, and inspect such temporary Laws as will expire with the End of this Session, or are near expiring, and

and report the same to the House, with their Opinions which of them are fit to be revived and continued.

Ordered, That a Committee of Trade be appointed of the following Persons, *viz.*

Mr Benjamin Harrison, Jun.

Mr Thomas Tabb,

Mr Bland,

Mr Landon Carter,

Mr Westwood,

Mr Adams,

Mr Seldon,

Mr Keeling,

Mr Bridger,

Mr Clinch, and

Mr Whiting.

And they are to meet and adjourn from Day to Day, and take under their Consideration all Things relating to the Trade of this Colony, and all Matters that shall be from Time to Time to them referred, and to report their Proceedings, with their Opinions thereupon, to the House; and the said Committee are to have Power to send for Persons, Papers, and Records, for their Information.

Resolved, That Eleven of the Committee of Propositions and Grievances, and five of any other Committee, be a sufficient Number to make a Committee.

Ordered, That the several Clerks to the Committees be continued in their respective Offices, and that they give their Attendance accordingly.

A Claim of *William Davis*, for taking up a Runaway therein mentioned.

Also a Claim of *Jobe Moretcastle*, for the same Service.

Also a Claim of *Matthias Marriott*, for the same Service.

9 Also a Claim of *James Taylor*, for taking up a Defenter from the *Virginia* Regiment, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the Committee of Claims.

A Petition of *William Garland*, Goaler of *Richmond* County, setting forth, That three Negroe Men who said they belonged to a Person in *South-Carolina* were lately committed to the Goal of that County, who since their Commitment have been taken ill, and that the Charges he has been at in their Cures and his Prison Fees amount to near the Value of the said Slaves; that no Person has hitherto appeared to Claim the said Slaves tho' publicly advertised, and praying the Direction of this House about the Disposal of the said Slaves.

Also a Petition of fundry Inhabitants of the County of *Richmond*, complaining of the illegal Proceedings of one *John Bayn*, in impressing their Convict Servants into his Majesty's Service.

Also a Petition of fundry Inhabitants of the Parish of *Overwharton*, in the County of *Stafford*, complaining of the illegal, arbitrary, and oppressive Proceedings of the present Vestry of the said Parish, and praying that the same may be dissolved.

Also a Petition of fundry Inhabitants of the Parish of *St. Paul's* in the said County of *Stafford*, setting forth, that many of the vestrymen of the said Parish are so antient and infirm that they can seldom procure a Meeting of the said Vestry, and also complaining of divers illegal Proceedings of the said Vestry, and praying that the same may be dissolved, were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they examine into the several Matters thereof, and report the same, with their Opinions thereupon, to the House.

The Order of the Day being read, for the House to take into their Consideration the Governor's Speech,

Resolved, That this House will resolve itself into a Committee upon the said Speech.

Ordered, That Lord *Loudoun's* Letter, together with the Plan of Operations and the Estimate of Expences, for the ensuing Year, laid before this House by Direction of his Honor the Governor, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee upon the said Speech, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported,
that

that the Committee had had the said Speech under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Speech To-morrow.

And then the House adjourned till To-morrow Eleven o'Clock.



Tuesday, April 19th, 1757.

10



THREE Members returned upon new Writs, having taken the Oaths appointed to be taken by Act of Parliament, instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Test, were admitted to their Places in the House.

A Claim of *John Monroe*, for taking up a Runaway therein mentioned.

Also a Claim of *Judith Pierce*, for the same Service.

Also a Claim of *Philip Moody*, for the same Service.

Also two Claims of *Jethro Darden*, for the same Service.

Also a Claim of *Thomas Holloday*, for the same Service.

Also a Claim of *Jacob Darden*, for the same Service.

Also a Claim of *Thomas Cooper*, for the same Service, were severally presented to the House and received.

Ordered, That it be an Instruction to the Committee of Claims to allow the said Claims in the Book of Claims.

Mr *Landon Carter*, from the Committee for Courts of Justice, reported, That the Committee had, according to Order, inspected the Journals of the sixth, seventh, and eighth Sessions of the last General Assembly, also the Journals of the first and second Sessions of this present General Assembly, and had prepared and drawn up a State of the Matters then depending and undetermined, and the Progress that was made therein, and had agreed upon a Report, which he read in his Place, and then delivered in at the Table, where it was again twice read, and is as follows:

That it appears to this Committee, That upon a Motion made that the County of *Lunenburg* should have Credit in the Book of Claims for a Quantity of Tobacco levied for the Clerk and Sheriff of that County, at a former Session of Assembly, for several illegal Charges in their Accounts against the said County, and that the same should be levied on the Clerk and Sheriff for the Use of the said County, it was ordered that the said Motion be referred to the Consideration of the next Session of Assembly.

That upon a Motion made, it was ordered, That all such Claims and Propositions as were referred from the sixth Session of the last General Assembly, and also all such Claims and Propositions as should be certified to the seventh Session of the said Assembly, be referred to the Consideration of the succeeding Session of Assembly.

That upon a Motion made, it was ordered, That all such Claims and Propositions as were referred from the seventh Session of the last General Assembly, and also all such Claims and Propositions as should be certified to the eighth Session of the said Assembly, be referred to the Consideration of the succeeding Session of Assembly.

That upon a Motion made, it was ordered, That all such Claims and Propositions as were referred from the eighth Session of the last Assembly, and also all such Claims and Propositions as should be certified to the first Session of this present Assembly, be referred to the Consideration of the succeeding Session of Assembly.

That a Petition of Mr *Anthony Holliday*, complaining of an undue Election and Return of Mr *Willis Riddick*, to serve as a Burgess in this present General Assembly for the County of *Nansemond*, was presented to the House and read, and referred to the Consideration of the next Session of Assembly.

11

That a Petition of Mr *Matthew Marrable*, complaining of an undue Election and Return of Mr *Thomas Nash*, to serve as a Burgess in this present General Assembly for the

the County of *Lunenburg*, was presented to the House and read, and referred to the Committee of Privileges and Elections to examine into the Allegations of the said Petition, and to report the same, as they should appear to them, with their Opinion thereupon, to the House.

That the said Committee reported, That they had had under their Consideration the said Petition, and had come to several Resolutions thereupon which were agreed to by the House, as follow:

That the Petitioner and fitting Member be at liberty to examine Witneses before *Thomas Bedford*, *William Caldwell*, *John Jennings*, and *Richard Witton*, Gentlemen, or any three of them, touching any Treats or Entertainments given by the fitting Member or his Agents, to the Freeholders of the said County, after the Writ for electing Burgeses for the said County was issued, and that they return the Depositions to the next Session of Assembly.

That upon a Motion made, it was ordered, That *John Ruffin* be taken into Custody by the Serjeant at Arms, and brought to the Bar of the House to answer for his Offence, in speaking scandalous Words of Mr *William Clinch* a Member of the House; that the said *Ruffin* being brought to the Bar, and Mr Speaker demanding of him if he had spoke the said Words of Mr *Clinch*, the said *Ruffin* said he did speak the said Words, and was ready to justify the same; whereupon the Matter was referred to the Committee of Privileges and Elections to examine into, and report the same, as it should appear to them, with their Opinion thereupon, to the House: That the said Committee reported, Mr *Clinch* informed them that one of his material Witneses was gone to *Georgia*, that another lived in *Carolina*, and that a third was not able to attend, having lately broke his Collar-Bone; and resolved that the Consideration of the said Matter ought to be referred to the next Session of Assembly, which was agreed to by the House.

That a Petition of Mr *Charles West*, complaining of an undue Election and Return of Mr *Ralph Justice*, to serve as a Burges in this present General Assembly for the County of *Accomack*, was presented to the House and read, and referred to the Committee of Privileges and Elections to examine into the Matter thereof, and report the same, as it should appear to them, with their Opinion thereupon, to the House. That the said Committee reported that they had had the same under their Consideration, and come to several Resolutions thereupon, which were agreed to by the House, as follow.

That the Persons who voted at the said Election, whose Freeholds are questioned either by the Petitioner or fitting Member, be examined, upon Oath, before *Charles*¹² *Stockley*, *William Bevans*, *Thomas Parramore*, and *John Wise*, of the said County, Gentlemen, or any three of them, whether they be Freeholders or not, except such of them as did swear to their Freeholds at the Election.

That the Petitioner and fitting Member be at Liberty to examine Witneses before the same Persons, as to the Freehold of any Person who voted at the said Election, altho' such Persons swore to their Freeholds at the Election, or shall swear to the same at the Examination; and that it be an Instruction to the Persons before whom such Examinations are to be taken, to examine how long such Voters have been in Possession of, and paid Quit-Rents for the Lands or Tenements in Right of which they voted at the Election, and that they return the Depositions they shall take to the next Session of Assembly.

That the Petitioner give to the sitting Member ten Days Notice of the Time and Place where he intends to examine his Witneses, also a List, in Writing, of the Names of the Voters he intends to except to, distinguishing against each Name the several Heads of Exception, and that the fitting Member do the like to the Petitioner.

That the other Part of the said Petition ought to be examined into before the said Committee; and that the Petitioner do, before the next Session of Assembly, give the fitting Member Notice of the particular Facts about which he intends to examine Witneses before the Committee.

And that the further Consideration of the said Petition be referred to the next Session of Assembly.

That

That a Petition of *William Bernard*, complaining of an undue Election and Return of Mr *Philip Ludwell Lee*, to serve as a Burgess in this present General Assembly for the County of *Westmoreland*, was presented to the House and read, and referred to the Committee of Privileges and Elections to examine into the Allegations thereof, and to report the same, with their Opinion thereupon, to the House. That the said Committee reported that they had had under their Consideration the said Petition, and had come to a Resolution in which the House agreed. That the further Consideration of the said Petition should be referred to the next Session of Assembly.

That a Petition of *Richard Woods*, *David Cloyd*, and *Joseph Lapsley*, was presented to the House and read, setting forth, That they were attending in Custody of the Serjeant at Arms, in Obedience to the Order of the House, for having been guilty of a Riot, and interrupting the Election of Burgesses for the County of *Augusta*: That they were innocent of the Matter, which they could prove by Witnesses, whereupon the same was referred to the Committee of Privileges and Elections to examine into the Allegations of the said Petition, and to report the same, with their Opinion thereupon, to the House. That the said Committee reported, to which the House agreed, That *William Lusk*, a Witness, deposed, he saw the said *Woods*, *Cloyd*, and *Lapsley* go peaceably and quietly into the Court-House and give their Votes, and then come again, and that he saw no Misbehaviour in them during the Poll, and that the Deponent was appointed by the Sheriff of the said County to stand at the Bar to keep the Voters from crowding in too fast; and it was resolved that the further Consideration of the said Matter should be referred to the next Session of Assembly. That as well the said Sheriff, as the said *Woods*, *Cloyd*, and *Lapsley*, be at Liberty to examine Witnesses touching the Behaviour of any Person or Persons at the said Election, before any Magistrate of the said County, giving each other ten Days Notice of the Time and Place of the Examination, and the Depositions so to be taken were to be returned to the Clerk of the House before the Meeting of the next Session of Assembly.

13

The House being informed that *Thomas Jett*, Sheriff of *King George* County, had behaved ill in the Execution of his Office at the Election of Burgesses for that County, the Matter was referred to the Committee of Privileges and Elections to enquire into, and to report their Opinion thereupon to the House: That the said Committee reported, and it was agreed to by the House, That the said *Thomas Jett* was guilty of a notorious Breach of his Duty at the said Election; and it was ordered that the said *Jett* should be taken into Custody by the Serjeant at Arms and brought to the Bar of the House to answer for his said Offence.

That a Petition of the Minister, Church-Wardens, and Vestrymen of the Parish of *St. George*, in the County of *Spotsylvania*, setting forth, That the Land purchased for a Glebe is very inconvenient to the said Parish, and praying that an Act might be passed to empower the Vestry of the said Parish to sell the said Glebe Land and to purchase another Glebe with the Money arising by the said Sale, was presented to the House and received, and referred to the Consideration of the next Session of Assembly.

That a Petition of the Church-Wardens, Vestrymen, and Parishoners of the Parish of *Lynhaven*, in the County of *Princess-Anne*, setting forth, That one *James Joufflin* did, by his last Will and Testament, devise to the Orphans of the said Parish, towards their Maintenance and Education, 100 Acres of Land in the said Parish and County; that the said Land lying in a Corner of the Parish, and being mean and yielding a very low Rent, was very inconvenient and did not answer the good Intention of the Testator, and praying that an Act might pass to empower the Vestry of the said Parish to dispose of the said Land, and out of the Money arising from the Sale to purchase some other more convenient Land, and to erect Buildings thereon, was presented to the House and read, and referred to the Consideration of the next Session of Assembly.

That upon a Motion made, it was ordered, That all such Claims and Propositions as were referred from the first Session of this present Assembly, and all such Claims and Propositions as should be certified to the second Session of the said Assembly, be referred to the Consideration of the succeeding Session of Assembly.

Ordered,

Ordered, That the feveral Petitions mentioned in the faid Report, complaining of undue Elections and Returns of Burgeffes to ferve in the General Affembly, and all other Matters therein mentioned, relating to Privileges and Elections, be referred to the Committee of Privileges and Elections. That all public Claims referred from the feveral Seffions of Affembly, in the faid Report expreffed to the Confideration of this Seffion of Affembly, and alfo the Complaint againft the Clerk and Sheriff of *Lunenburg*, therein
 14 fet forth, be referred to the Committee of Claims; and that all Propofitions therein alfo mentioned, referred to the Confideration of this Seffion of Affembly, be referred to the Committee of Propofitions and Grievances.

Ordered, That *Thomas Jett*, mentioned in the faid Report, be taken into Cuftody by the Serjeant at Arms and brought to the Bar of this Houfe to anfwer for his Breach of Privilege, at the Election of Burgeffes for the County of *King-George*.

Mr *Charles Carter*, from the Committee of Propofitions and Grievances, reported, That the Committee had had under their Confideration the Petition of *William Garland*, Goaler of *Richmond* County, to them referred, and had come to a Refolution thereupon, which he read in his Place, and then delivered in at the Table, where the fame was again twice read, and agreed to by the Houfe, as follows:

Resolved, That the faid Petition be rejected.

Upon a Motion made,

Resolved, *Nemini contradicente*, That no Member of this Houfe has any Right to Privilege in a Profecution againft him for having committed a Breach of the Peace.

Ordered, That Mr *Woodbridge*, Mr *Burwell*, and Mr *Lightfoot*, be added to the Committee of Privileges and Elections; Mr *George Taylor* and Mr *Walker* to the Committee of Claims; Mr *Peyton* to the Committee for Courts of Juftice; and Mr *Hutchings* to the Committee of Trade.

A Petition of *Thomas Stephens*, fetting forth, That he hath received a Reward in *England* to difcover the Method of making Pot-Afh to his Majefty's Subjects in *America*, and hath publifhed Inftuctions for that Purpofe, but that he cannot do it fo effectually as by going thro' the Procefs himfelf, and therefore praying that the Houfe will give him a Sum, not exceeding £. 100, to procure Materials for that Purpofe, was prefented to the Houfe and read, and thereupon,

Resolved, That a Sum, not exceeding £. 100, be given to Mr *Thomas Stephens*, to enable him to conftitute fuch Works and purchafe fuch Materials as will be neceffary to difcover the Method of making Pot-Afh.

Ordered, That the faid Refolve be ingroffed, and that Mr *Charles Carter* do carry it to the Council for their Concurrence.

The Order of the Day being read.

The Houfe again refolved itfelf into a Committee to take into their further Confideration the Governor's Speech, and after fome Time fpent therein, Mr Speaker refumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the faid Speech under their further Confideration, but not having Time to go thro' the fame they had directed him to move for Leave to fit again.

Resolved, That this Houfe will again refolve itfelf into a Committee upon the faid Speech To-morrow.

Mr *Cary* reported, That the Perfons to whom the Petition of *Joshua Williams* was committed had examined into the Allegations thereof and found them to be true, and had come to a Refolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the Houfe, as follows:

15 *Resolved*, That the faid *Joshua Williams* be allowed the Sum of ten Pounds, to be paid by the Public.

Ordered, That it be an Inftuction to the Committee of Claims to make an Allowance to the faid *Joshua Williams* purfuant to the faid Refolution.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, April 20th, 1757.



Claim of *Edward James*, for taking up a Runaway therein mentioned.

Alfo a Claim of *William Bayley*, for the fame Service.

Alfo a Claim of *Thomas Roffon*, for the fame Service.

Alfo a Claim of *George Turner*, for the fame Service.

Alfo a Claim of *Thomas Younger*, for the fame Service.

Alfo a Claim of *George Bagby*, for the fame Service.

Alfo a Claim of *William Lee*, for the fame Service.

Alfo a Claim of *John Bagby*, for the fame Service.

Alfo a Claim of *Richard Eubanke*, for the fame Service.

Alfo a Claim of *William Whisler*, for the fame Service.

Alfo a Claim of *John Leigh*, for the fame Service.

Alfo a Claim of *John Leigh*, Junior, for the fame Service.

Alfo a Claim of *John Clayton*, for the fame Service.

Alfo a Claim of *Edward Waller*, for the fame Service.

Alfo a Claim of *Samuel Hoskins*, for the fame Service.

Alfo a Claim of *Jarrard Walthall*, for the fame Service.

Alfo a Claim of *Nathaniel Maclanahan*, for the fame Service.

Alfo a Claim of *Robert Thompson*, for the fame Service.

Alfo a Claim of *William Darlin*, for Provisions found by him for the Ufe of the *Fairfax* Militia.

Alfo a Claim of *Lewis Burwell*, Gentleman, for fundry Hogheads of Tobacco burnt in *Bolling's-Point* Warehouse, in the County of *Dinwiddie*.

Alfo a Claim of *Theophilus Field*, for one Hoghead of Tobacco burnt in the faid Warehouse.

Alfo fundry Claims of *Robert Higginson*, Ferry-Keeper, at *James-Town*, for tranfporting tributary *Indians* over that Ferry, were feverally prefented to the Houfe and received.

Ordered, That the faid Claims be referred to the Confideration of the Committee of Claims.

Three Petitions of fundry Inhabitants of the upper End of *Cumberland* County, in Oppofition to a Petition faid to be prefented to this Affembly, whereby it is propofed to divide the Counties of *Albemarle* and *Cumberland*, and to erect a Part taken from each of thofe Counties into a new County.

Alfo a Petition from fundry Inhabitants of the faid County of *Cumberland*, praying, that if the County of *Albemarle* fhould be divided, they may be added to the new County.

Alfo a Petition of the Minifter and Veftry of the Parifh of *Stratton-Major*, in the County of *King* and *Queen*, fetting forth, That their Glebe is very inconveniently fituated, and the Houfe thereon in a ruinous Condition, and praying that an Act may pafs to impower them to fell the faid Glebe, and purchafe another out of the Money arifing by the Sale thereof. 16

Alfo a Petition of fundry Inhabitants of *King* and *Queen* County, in Oppofition to a Petition prefented to a late Seflion of Affembly, for putting the Infpection of Tobacco at *Shepherd's* and *Turner's* Warehouse, in that County, under feparate Infpections, were feverally prefented to the Houfe and read.

Ordered, That the faid Petitions be referred to the Committee of Propofitions and Grievances, that they do examine into the Allegations thereof, and report the fame, with their Opinions thereupon, to the Houfe.

Mr Landon Carter, from the Committee for Courts of Juftice, reported, That the Committee had further infpected the Journals of the firft and fecond Seflions of this prefent General Affembly, and had prepared and drawn up a further State of the Matters then depending and undetermined, and the Progreffs that was made therein, and had agreed upon a Report, which he read in his Place, and then delivered in at the Table, where the fame was again twice read, and is as follows:

That

That it appears to this Committee, That a Petition of *Nathaniel Terry*, setting forth, That he had, at great Expence and Trouble, taken several Persons, who, in the Disguise of *Indians*, had been robbing and plundering the Inhabitants in the Frontiers of this Colony, and brought them to Justice, and praying the Consideration of the House for such his extraordinary Service, was presented to the House and read, and referred to the Consideration of the next Session of Assembly.

That a Petition of the Inhabitants of the County and Borough of *Norfolk*, setting forth, That the three Branches of *Elizabeth-River* run thro' the said County, over which and *Tanner's Creek* are five public Ferries, over one of which most of the Inhabitants of the said County are obliged to pass to Church, Court, and Mufters, which is very expensive and burthenfome to them, and praying that an Act might pass to empower the Court of the said County to appoint proper Persons, yearly, to keep the said Ferry, who should be obliged to let the Inhabitants over the said Ferry Ferry-free, and that the said Court might be empowered to levy the Expence of keeping the said Ferry on the Inhabitants of the said County.

Also a Petition of *Philip Noland*, in Opposition to two Petitions of one *Chapman* and one *Trammell*, which the Petitioner was informed would be presented to the House, for putting down a Ferry established from the Petitioner's Land, in the County of *Fairfax*, to *Powell's Landing*, in the Province of *Maryland*.

Also a Petition of fundry Inhabitants of *Fairfax* County, praying a Division of the said County, were severally presented to the House and read, and referred to the Consideration of the next Session of Assembly.

That a Petition of fundry Inhabitants of the County of *King* and *Queen*, setting forth, That the Warehouses at *Shepherd's* and *Turner's*, in the said County, being under one Inspection, were very inconvenient to them, and praying that they might be put under separate Inspections, was presented to the House and read, and referred to the Consideration of the next Session of Assembly.

17 That a Petition of the Freeholders and House-Keepers of the Parish of *Bath*, in the County of *Dinwiddie*, complaining of illegal and arbitrary Proceedings of the Vestry of the said Parish, and praying the House would make an Enquiry, and take the same into their Consideration.

Also a Petition of *William Lightfoot*, Esq; praying to be allowed for 434 lbs. of Tobacco, burned in *Kennon's* Warehouse, in the Year 1752.

Also a Petition of the Inhabitants of the Parish of *Cumberland*, in the County of *Lunenburg*, praying a Division of the said Parish.

Also a Petition of fundry Pilots, setting forth, That the Fees for Pilotage as established by Act of Assembly, are not sufficient to recompence them for their Services in that Business; and praying that the Act of Assembly for establishing Pilots, and regulating their Fees, may be amended.

Also a Petition of fundry Inhabitants of *Lancaster* County, praying that *Dymers* and *Indian-Creek* Warehouses might be put under separate Inspections.

Also a Petition of *Robert Wade*, setting forth, That the Ferriage by Law established for the Transportation of Tobacco over *Roanoke* River, in *Halifax*, where he is Ferry-Keeper, is too inconsiderable to enable him to maintain the said Ferry; and praying the Consideration of the House, were severally presented to the House and read, and referred to the Consideration of the next Session of Assembly.

That the several Claims from the County of *Augusta* were referred to the Consideration of the next Session of Assembly, to be more fully explained, and for a regular Return from the Officers of the Militia.

That a Petition of *Robert Hastie*, praying to be allowed for Goods by him found for the Use of the late *Shawnee* Expedition.

Also a Petition of *Thomas Donald*, to the same Purpose, were severally presented to the House and read, and referred to Mr *Henry Robinson*, Mr *Fleming*, Mr *Robert Bolling*, and Mr *John Nicholas*, to examine into the Allegations of the said Petitions respectively, and

and to report the same, with their Opinion thereupon, to the House. That the said Committee reported; and to which the House agreed, That the said *Robert Hastie* produced an Account against Captain *John Smith* for sundry Goods delivered him at Fort *Frederick*, amounting to £. 7, 13s. 9d. which Account is signed *John Smith*, and directed to the Honorable Committee; but it did not appear for what Uses the said Goods were delivered. That the said *Thomas Donald* also produced an Account against the said *Smith* for sundry Goods delivered to him at Fort *Frederick*, amounting to £. 19, 13s. 1d. which Account is signed *John Smith*, and directed to the Honorable Committee; but it did not appear for what Uses the said Goods were delivered: And thereupon the said Accounts were referred to the Consideration of the next Session of Assembly, to be further enquired into.

That the several Claims of *John Camp*, *Robert Gray*, *James Chapman*, *Solomon Pecure*, *Samuel Boush*, *Erasmus Wethers Allen*, *Francis Wisdom*, *Lake Anthony*, Jun. *William Hicks*, *Stephen Pettuce*, Jun. *Richard Egleston*, *John Hendrick*, *Peter Williams*, *John Lattane*, *William Marriott*, *William Terrill*, *Richard Bradford*, Assignee of *Thomas Roberts*, *David Lewis*, Jun. *Joseph Thompson*, *Drury Seruggs*,¹ *Josiah Randle*, *John Retterford*, *John Witch*, *Morris Bledsye*, *John Dawson*, *William Picket*, *Michael Boyer* and *Benjamin Williamson*, for taking up Runaways, were presented to the House and received, and referred to the Consideration of the next Session of Assembly. 18

That a Claim of *Joseph Edwards* for Provisions found by him for a Detachment of the Militia of *Fairfax* and *Prince-William* Counties, on their March to the Protection of the Frontiers.

Also a Claim of *James Taylor* for taking up a Defenter.

Also sundry Claims of the Militia of the County of *Hampshire*, were presented to the House and received, and referred to the Consideration of the next Session of Assembly.

That the Petition of *Obadiah Woodson*, setting forth, That he is informed that himself with others Officers were, by a Council of War held by Major *Andrew Lewis*, deemed and declared mutinous; and that the ill Success of the Expedition against the *Shawnee* was owing to the Petitioner; which Charge, he asserts, is highly unjust; and praying the House will give him an Opportunity of manifesting his Innocence, was presented to the House and read, and referred to the Consideration of the next Session of Assembly.

Ordered, That the Petition of *William Lightfoot*, Esq; and the several Claims mentioned in the said Report, be referred to the Committee of Claims. That the Petition of the Pilots be referred to the Committee of Trade. And that the Petition of *Nathaniel Terry* and *Obadiah Woodson*, and the several Propositions in the said Report mentioned, be referred to the Committee of Propositions and Grievances.

Ordered, That the Petitions of *Robert Hastie* and *Thomas Donald*, in the said Report also mentioned, be referred to Mr *Bland*, Mr *John Bolling* and Mr *Robert Bolling*: That they do examine into the Allegations of the said Petitions respectively, and report the same, with their Opinions thereupon, to the House.

Ordered, That Mr *Hedgman*, Mr *Moore*, Mr *Cocke*, Mr *Travis* and Mr *Martin*, be added to the Committee of Propositions and Grievances; that Mr *Hedgman* be also added to the Committee of Privileges and Elections; that Mr *Travis* and Mr *Embry* be added to the Committee of Trade; and that Mr *Justice*, Mr *Morton* and Mr *Charles Anderson*, be added to the Committee for Courts of Justice.

The Order of the Day being read,

The House again resolved itself into a Committee, to take into their further Consideration the Governor's Speech, and the several Papers to the said Committee referred; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the House had had the same under their further Consideration, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follow.

Resolved,

1. So in the Original.

Resolved, That the Number of Men now in the Pay of this Colony be augmented, for the Service of the ensuing Year, to One Thousand.

Resolved, That the said One Thousand Men be formed into Ten Companies, consisting of One Hundred Men each, including non-commissioned Officers, to be commanded by a Colonel, Lieutenant-Colonel, Major, Ten Captains, and Twenty Lieutenants.

¹⁹ *Resolved*, That five of the said Companies be kept in this Colony for the Protection of our Frontiers, and that four of the said Companies be sent to the Assistance of *South-Carolina*, and one Company to garison the Fort lately built in the *Cherokee* Country.

Resolved, That a Sum, not exceeding thirty Thousand Pounds, be raised for defraying the Charges of the said one Thousand Men and Officers.

Resolved, That the Sum of three Thousand Pounds be raised for defraying the Charges of such *Indians* as shall come to our Assistance.

Mr Carter also informed the House, That the Committee, not having Time to go thro' the Governor's Speech, had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Speech To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Thursday, April 21st. 1757.

 PETITION of *William Garrard*, setting forth, That in *May* last he hired to a Gentleman, in his Majesty's Service, two Horses, one of which was made Use of for twenty-one Days, but the other was never returned, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Claims, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of fundry Inhabitants of the Parish of *Albemarle*, in the County of *Suffex*, setting forth, That by Reason of the great Extent of the said Parish they are subject to many Inconveniences, and seldom have the Benefit of Divine Service, and praying that the said Parish may be divided.

Also a Petition of fundry other Inhabitants of the said Parish, in Opposition to the said Petition.

Also a Petition of fundry Inhabitants of the County of *Lunenburg*, setting forth, that thro' the Extensiveness of their County they are subject to many Inconveniences, and are put to great Difficulties in recovering their just Debts, and praying that the said County may be divided.

Also a Petition of fundry Inhabitants of the County of *Fairfax* to the same Purpose, were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they do examine into the several Matters thereof, and report the same, with their Opinions thereupon, to the House.

Mr Charles Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions from several Counties to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again read, and are as follow:

²⁰ *Resolved*, That it is the Opinion of this Committee that so much of the Petition of the Freeholders and House-Keepers in *Albemarle* County, praying that the Land-Tax may be taken off and an equal Poll-Tax laid on every Tithable: That no more of the last £. 40,000 Paper Currency may be issued, and that the Paper Money hereafter to be issued may not bear Interest, is reasonable.

Resolved,

Resolved, That that it is the Opinion of this Committee that the Residue of the said Petition, praying that a Bank or Loan-Office may be established, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of the Freeholders and Merchants of *Louisa* County, setting forth the Hardships they labor under for Want of a proper Medium to support Trade, and praying that a Bank, or Loan-Office may be erected, be rejected.

Resolved, That it is Opinion of this Committee, that the Petition of the Inhabitants of the County of *Stafford*, setting forth the Hardships they labour under by the Scarcity of Cash and total Stagnation of Trade and Credit, and praying that Debts may be paid with Lands, Slaves, or other valuable Effects, by a reasonable Valuation, or that a Loan-Office may be established, be rejected.

Resolved, That it is the Opinion of this Committee, that the Petition of the Inhabitants above *Rock-Fish* River, in *Albemarle* County, praying that a Ferry may be appointed over the upper Ford of the said River, from the Land of *William Cabbell* to the Land of *Allen Howard*, is reasonable.

Resolved, That it is the Opinion of this Committee, that the Petition of the Inhabitants of the County of *Albemarle*, praying that Quarterly Courts may be established, in that and some other of the Frontier Counties, be rejected.

The first Resolutions being read a second Time, and the Question put that the House agree thereto,

It passed in the Negative.

Resolved, That the said Petition from the Inhabitants of the said County of *Albemarle* be rejected.

Then the other Resolutions being read a second Time, and the Question severally put that the House agree thereto,

It passed in the Affirmative.

Ordered, That a Bill or Bills be brought in pursuant to the fifth Resolution, and it is referred to the Committee of Propositions and Grievances to prepare and bring in the same.

Mr *Landon Carter*, from the Committee for Courts of Justice, reported, That the Committee had, according to Order, examined what laws have expired since the two last Sessions of Assembly, and inspected such temporary Laws as will expire with, or soon after the End of this Session of Assembly, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, with an Amendment, as follow:

Resolved, That so much of the Act of Assembly, made in the twenty-ninth Year of his present Majesty's Reign, intituled, *An Act for continuing and amending an Act, intituled, An Act for the Relief of the Proprietors of the Tobacco burnt at Bolling's-Point Warehouse, in the County of Dinwiddie, and for the Relief of the Proprietors of Tobacco burnt* 21 *in Coan and Deep-Creek Warehouses*, as relates to the Duty of three Shillings and Six-Pence imposed on every Hoghead of Tobacco passed at the several Warehouses in this Colony, and which will expire on the twentieth Day of *October* next, ought to not be continued.

Resolved, That the Act of Assembly, made in the twenty-ninth Year of his present Majesty's Reign, intituled, *An Act for the better regulating and training the Militia*, which will expire on the second Day of *October* next, ought to be continued with Amendments.

Resolved, That the Act of Assembly, made in the twenty-ninth Year of his present Majesty's Reign, intituled, *An Act for amending the several Acts for making Provision against Invasions and Insurrections, and for amending and explaining an Act passed this present Session of Assembly, intituled, An Act for raising the Sum of twenty-five Thousand Pounds, for the better Protection of the Inhabitants on the Frontiers of this Colony, and for other Purposes therein mentioned*, which will expire, as to so much thereof as relates to the paying the Officers and Soldiers in Money, on the fifth Day of *May* next, ought to be further Continued, and that the several Acts relating to Invasions and Insurrections ought to be amended.

Resolved,

Resolved, That the Act of Affembly made in the twenty-eighth Year of his present Majesty's Reign, intituled, *An Act for laying an additional Duty on Rum and other distilled Spirits, not being of the Produce of his Majesty's Sugar Islands*, which will expire on the first Day of August 1758, ought to be continued.

Resolved, That so much of the Act of Affembly, made in the twenty-eighth Year of his present Majesty's Reign, intituled, *An Act to explain an Act intituled An Act for raising the Sum of twenty Thousand Pounds, for the Protection of his Majesty's Subjects against the Insults and Encroachments of the French, and for other Purposes therein mentioned*, as relates to the levying and paying a Duty of ten *per Cent.* on Slaves imported into this Colony, which will expire on the ninth Day of July 1758, ought to be continued.

Resolved, That the Act of Affembly, made in the twenty-seventh Year of his present Majesty's Reign, intituled, *An Act for further continuing certain Acts of Affembly therein mentioned*, which will expire the tenth Day of June 1758, ought to be further continued with Amendments.

Resolved, That the Act of Affembly, made in the twenty-seventh Year of his present Majesty's Reign, intituled, *An Act for continuing an Act intituled An Act for regulating the Practice of Attornies*, which will expire at the End of this present Session of Affembly, ought to be further continued and amended.

Ordered, That it be an Instruction to the Committee of Propositions and Grievances to prepare and bring in a Bill or Bills pursuant to the second and third Resolutions.

Ordered, That it be an Instruction to the Committee of Trade to prepare and bring in a Bill or Bills pursuant to the fourth, fifth, and sixth Resolutions.

Ordered, That it be an Instruction to the Committee for Courts of Justice to prepare and bring in a Bill or Bills pursuant to the last Resolution.

A Claim of *James Williamson*, for taking up a Runaway therein mentioned.

Also a Claim of *Thomas Hoard*, Senior, for the same Service, were severally presented to the House and received.

22 *Ordered*, That it be an Instruction to the Committee of Claims to allow the said Claims, respectively, in the Book of Claims.

A Petition of *William Darlin*, setting forth, That he was sent out last Year, with a Detachment of the Militia, to the Protection of the Frontiers, and that in a Skirmish with a Party of *Indians* he received a Shot which broke his Arm in two Places, which has rendered him incapable of getting a Living to support himself, his Wife, and three small Children, was presented to the House and read.

Ordered, That the said Petition be referred to Mr *Martin*, Mr *Fairfax*, Mr *Walker*, and Mr *Hugh West*, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

The Order of the Day being read,

The House again resolved itself into a Committee to take into their further Consideration the Governor's Speech, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter*, reported, That the Committee had had the said Speech under their further Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Speech To-morrow.

Upon a Motion made,

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, to whom it is referred, to prepare and bring in a Bill, *To establish a Ferry over Rock-Fish River in Albemarle*, that they receive a Clause of Clauses for repealing so much of an Act of Affembly, made in the twenty-second Year of his present Majesty's Reign, intituled, *An Act for the Settlement and Regulation of Ferries, and for Dispatch of public Expresses*, as relates to the establishing Ferries on *James River* from *Henry Cary's Land*, over the River to the Land of the said *Cary*: From the Land of Col. *Richard Bland*, in the County of *Prince-George*, to the Land of Mrs. *Anderson*, in the County of *Charles City*; and

and from the Land of *William Pride*, called the *Store-Landing*, in the County of *Henrico*, now *Chesterfield*, to *Anthony's Landing*, in the County of *Prince-George*.

M^r Charles Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, from several Counties, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, with an Amendment, as follow:

Resolved, That the Petition of several Persons from the County of *Fairfax*, praying the Law concerning Attachments may be amended, be rejected.

Resolved, That the Petition of the Freeholders and House-Keepers of the County of *Prince-William*, praying the said County may be divided into two distinct Counties, by a Line from the Mouth of *Darrel's Run*, so as to allow each County an equal Number of Tiths, is reasonable.

Resolved, That the Petition of the Freeholders and House-Keepers of the said County, in Opposition to the said Petition, be rejected.

Resolved, That the Petition of *George Brett*, and sundry others, Inhabitants of the County of *Prince-William*, praying that a Ferry may be appointed from the Land of the said *George Brett*, above the Mouth of *Quantico Creek*, over the River *Potomack*, to the Land of *Roger Chamberlayne*, in the Province of *Maryland*, is reasonable. 23

Resolved, That the Petition of the Minister, Church-Wardens, and Vestrymen of the Parish of *St. George*, in the County of *Spotsylvania*, praying that an Act may pass to empower the said Vestry to sell the Glebe Land in the said Parish, and to purchase a more convenient Glebe with the Money arising by the Sale thereof, is reasonable.

Resolved, That the Petition of the Freeholders and Inhabitants of the County of *Spotsylvania*, praying that the Act of Assembly, made in the Year 1732, intituled, *An Act for altering the Place for holding Courts in the County of Spotsylvania*, may be repealed and made void, be rejected.

Resolved, That the Petition of the Church-Wardens, Vestry, and Parishoners, of the Parish of *Lynhaven*, in the County of *Princess-Anne*, praying that an Act may pass to enable them to sell a Tract of Land in the said Parish, devised by one *James Jouslin*, for the Use of the poor Orphans of the said Parish, and to lay out the Money arising by the Sale thereof in purchasing a more convenient Tract of Land for the same Use, is reasonable.

Resolved, That the Petition of the Inhabitants of the Parish of *St. Stephen*, in the County of *Northumberland*, praying the Vestry of the said Parish may be dissolved, be rejected.

Resolved, That the Petition of the Freeholders and Inhabitants of the County of *Prince-William*, praying that the Laws concerning invasions and insurrections may be altered, so that they may not be so often drawn out for the Defence of the Frontiers, be rejected.

On Consideration of the Petition of *Nathaniel Terry*, setting forth, That he hath been at great Expence and Trouble in apprehending several Persons, who, confederating together, disguised like *Indians*, had committed several Felonies on the Frontiers of this Colony, and praying a Reward for such Service.

Resolved, That the said Petition is reasonable.

Resolved, That the sum of twenty Pounds ought to be paid, by the Public, to the said *Nathaniel Terry* as a Recompence for his Trouble, and for satisfying the Persons that assisted him in apprehending the said Felons.

Ordered, That a Bill or Bills be brought in pursuant to the second, fifth, and seventh Resolutions, and it is referred to the Committee of Propositions and Grievances to prepare and bring in the same; and that they receive a Clause or Clauses in the Bill for establishing a Ferry over *Rock-Fish River*, in *Albemarle*, to them referred, pursuant to the fourth Resolution.

Ordered,

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims to the said *Nathaniel Terry*, pursuant to the last Resolution.

Upon a Motion made,

Ordered, That it be an Instruction to the Committee of Propositions and Grievances, to whom it is referred, to prepare and bring in a Bill, *To impower the Vestry of the Parish of St. George, to sell the Glebe of the said Parish*; that they receive a Clause or Clauses, to enable the Vestry of *Dale*, in the County of *Chesterfield*, to sell a small Piece of Land belonging to the Parish of *Bristol* before the Division thereof, and to divide the Money arising upon such Sale equally between the said Parishes of *Bristol* and *Dale*.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Friday, April 22d, 1757.

CLAIM of *Daniel Williams*, for taking up a Runaway therein mentioned.
 A Also two Claims of *Thomas Lyne*, for the same Service.
 Also a Claim of *Abfalom Hammond*, for the same Service.
 Also a Claim of *William Stoneham*, for the same Service.

Also a Claim of *Thomas Tabb*, for a Hoghead of Tobacco burnt in *Bolling's-Point* Warehouse, not mentioned in the Memorial of the Inspectors at the said Warehouse, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the Committee of Claims.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, from several Counties, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, with an Amendment, as follow:

Resolved, That the Petition of the Minister and Vestry of the Parish of *Stratton-Major*, in the County of *King* and *Queen*, praying that an Act may pass to enable the Vestry of the said Parish to sell their Glebe Land, and to lay out the Money arising by the Sale thereof in purchasing a more convenient Glebe, and erecting Buildings thereon, is reasonable.

Resolved, That the Petition of *Josias Chapman*, praying that a Ferry may be established from his land, in the County of *Fairfax*, over *Potomack* River, to *Maryland*, is reasonable.

Resolved, That the Petition of *Philip Noland*, in Opposition to the said Petition, be rejected.

Resolved, That the Proposition of *Collin Campbell*, of the County of *Northumberland*, for regulating the Militia, be rejected.

Resolved, That the Petition of fundry Freeholders and Inhabitants of the County of *King* and *Queen*, praying that the Warehouses at *Shepherd's* and *Turner's* in the said County, may be put under separate Inspections, be rejected.

Resolved, That the Petition of fundry Planters and Freeholders of the said County, in Opposition to the said Petition, is reasonable.

Resolved, That the Petition of the Inspectors at *Hunting-Creek* Warehouses, in the County of *Fairfax*, praying an Addition to their Salary, be rejected.

Resolved, That the Petition from the County of *Lancaster*, praying that the Warehouses at *Dymers*, in the said County, may be put under a separate Inspection, be rejected.

Resolved, That the Petition of the Freeholders and Inhabitants on *Rock-Fish* River, in the County of *Albemarle*, praying they may be allowed to clear the said River, be rejected.

Resolved,

Ordered, That a Bill or Bills be brought in pursuant to the first Resolution, and it is referred to Mr *Johnson* to prepare and bring in the same.

Ordered, That the Committee of Propositions and Grievances, to whom it is referred to bring in a Bill, *For establishing a Ferry over Rock-Fish River, in Albemarle*, do receive a Clause or Clauses pursuant to the second Resolutions. And,

Upon a Motion made,

Ordered, That it be an Instruction to the said Committee to receive a Clause or Clauses, in the said Bill, for establishing a Ferry from *Thomas Anderson's Land*, on *Roanoke River*, in the County of *Lunenburg*, to the Land of *James Mitchell*, in the said County, and for raising the Rate of the Ferriage at *May's* (now *Booker's*) on *Staunton River*, in the County of *Halifax*, to four Pence for a Man and four Pence for a Horse.

Ordered, That Mr *Walke* be added to the Committee of Trade, Mr *Carrington*, Mr *Hugh West*, Mr *Bell*, and Mr *Stith*, to the Committee for Courts of Justice; Mr *Dangerfield*, Mr *Stith*, and Mr *Alexander Bolling*, to the Committee of Claims; and Mr Attorney and Mr *John Nicholas* to the Committee of Propositions and Grievances.

A Petition of *William Newton* and *Thomas Hord*, Inspectors at *Falmouth*, praying an Addition to their Salaries, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, from several Counties, to them referred, and had come to several Resolutions thereon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follow:

Resolved, That the Petition of fundry Inhabitants of the County of *Fairfax*, praying that an Act may pass for dividing the said County, by the Parish-Line, be rejected.

Resolved, That the Petition of fundry Back-Inhabitants of the said County of *Fairfax*, praying the same may be divided into two distinct Counties, by a Line from the Mouth up the main Branch of *Difficult-Run* to the Head thereof, and thence by a straight Line to the Mouth of *Rocky-Run*, is reasonable.

Resolved, That so much of the Petition of fundry Inhabitants of the County of *Lunenburg*, praying the said County may be divided into two Counties, by a Line to be run from the Head of *Nottoway-River* to the Fork of *Roanoke*, be rejected.

Resolved, That the Residue of the said Petition, and also the Petition of the Freeholders and Inhabitants of the Parish of *Cumberland*, in the said County of *Lunenburg*, praying the said Parish may be divided into two distinct Parishes, is reasonable.

Resolved, That the Petition of the Inhabitants of the County of *Louisa*, praying that 26 an Expedition may be formed against the *Shawnee* and other Indian Tribes upon, and to the Westward of the *Ohio*; and that a Factory may be established on some Branch of the *Mississippi*, and a Fort be built and garisoned for its Protection, be rejected.

Resolved, That the Petition of *Robert Wade*, praying that the Rate, by Law established, for transporting of a Hoghead of Tobacco over *Roanoke River*, at the Ferry appointed at his Landing, may be increased, or the Ferry sunk, be rejected.

Resolved, That the Petition of the Inhabitants of the County of *Albemarle*, praying that a Ferry may be appointed over the *Rivanna River*, in that County, where the main Road crosses it, from the Land of *John Bryants*, on the lower Side, to the opposite Land of *Edward Pye Chamberlayne*, is reasonable.

Resolved, That the Petition of the Inhabitants of *Albemarle County*, praying a Ferry may be appointed over the *Fluvanna River*, from the Land of *William Cabbell*, at the Mouth of *Tye River*, on the North Side, to his opposite Land, be rejected.

Ordered, That a Bill or Bills be brought in pursuant to the second and fourth Resolutions, and it is referred to the Committee of Propositions and Grievances to prepare and bring in the same.

Ordered, That it be an Instruction to the said Committee, to whom it is referred to bring in a Bill, *For establishing a Ferry over Rock-Fish River, in Albemarle*, to receive a Clause or Clauses pursuant to the seventh Resolution.

The Order of the Day being read, for the House to resolve itself into a Committee to take into their further Consideration the Governor's Speech.

Resolved, That this House will again resolve itself into a Committee upon the said Speech on *Monday* next.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Saturday, April 23d, 1757.

 R. Benjamin Harrison, Junior, from the Committee of Trade, reported, That the Committee had had under their Consideration a Petition of the Pilots of *Rappahannock* River, praying for an Enlargement of their Fees, to them referred, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows:

Resolved, That the said Petition be rejected, except so much thereof as relates to Pilots being sent for on Board outward-bound Ships and detained there above two Days before the Vessel is ready to quit her Moorings, and that in such Case the Pilot may demand seven Shillings and Six-Pence *per* Day for his Loss of Time.

27 *Ordered*, That a Bill or Bills, be brought in, to amend the Act passed in the 28th Year of the Reign of his present Majesty, intituled, *An Act for establishing Pilots, and regulating their Fees*, pursuant to the said Resolution; and it is referred to the Committee of Trade to prepare and bring in the same.

Mr Harrison also, from the said Committee, presented to the House, according to Order, a Bill *For further continuing the additional Duty of Ten per Centum on Slaves*.

Also a Bill *For continuing the Act, intituled, An Act for laying an additional Duty on Rum, and other distilled Spirits, not being of the Produce of his Majesty's Sugar Islands*, and the said Bills were read the first Time, and ordered to be read a second Time.

Mr Landon Carter, from the Committee for Courts of Justice, presented to the House, according to Order, a Bill *For further continuing and amending an Act, intituled, An Act for regulating the Practice of Attornies*, and the same was read the first Time, and ordered to be read a second Time.

Mr Martin reported, that the Persons to whom the Petition of *William Darling* was referred, had examined into the Allegations thereof, and found them to be true, and had agreed on a Report, and come to a Resolution thereon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows.

It appears to us, that the said *William Darling*, in an Engagement with the *Indians*, was wounded in the Arm.

Resolved, That the said *William Darling* ought to be paid by the Public the Sum of Ten Pounds, as a Recompence for the Damage he hath received.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance to the said *William Darling*, pursuant to the said Resolution.

Upon a Motion made,

Ordered, That the Committee of Claims be discharged from proceeding on the Petition of *William Garrard*, to them referred on *Thursday* last; and also from the Consideration of the several Claims of the Militia of sundry Counties carried out for the Protection of our Frontiers, which have been presented to this House since the passing of the Act made in the 29th Year of the Reign of his present Majesty, intituled, *An Act for amending the several Acts for making Provision against Invasions and Insurrections, and for amending and explaining an Act passed this present Session of Assembly, intituled, An Act for raising the Sum of £25,000 for the better Protection of the Inhabitants on the Frontiers of this Colony, and for other Purposes therein mentioned*.

Mr *Bland*, from the Committee of Claims, reported that the Committee had under their Consideration several Matters to them referred, and had come to several Resolutions thereon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follow.

On Consideration of the Petition of *James M'Dowell*, setting forth, That *Matt*, a Negroe Man Slave, belonging to the Petitioner, ran away, and having committed a Felony and Burglary, was taken up and carried before a Magistrate, who ordered him to be whipped and sent Home to his Master; soon after which he ran away a second Time, and was outlawed, and about ten Months after was found dead in the Woods, and praying that he may be allowed for the said Slave.

Resolved, That the said Petition be rejected, it not appearing that the said Slave had committed any Felony after that for which he was carried before the Magistrate who discharged him.

Resolved, That *William Lightfoot*, Esq; ought to be paid by the Public for 434 lbs. of Transfer Tobacco which was burned in *Kennon's* Warehouse, and not mentioned in the Memorial of the Inspectors, at the Rate of 13 s. 6d. per Hundred.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance in the Book of Claims to the said *William Lightfoot*, pursuant to the last Resolution.

Ordered, That Mr *Kendal* be added to the Committee of Claims.

A Claim of *James Martin* for taking up a Runaway, therein mentioned.

Also two Claims of *Bendal Straughan*, for the same Service.

Also a Claim of *William Crawford*, for the same Service.

Also a Claim of *Southy Simpson*, for the same Service, were severally presented to the House, and received.

Ordered, That the said Claims be referred to the Consideration of the Committee of Claims.

And then the House adjourned till Monday Morning, Eleven o'Clock.



Monday, April 25th, 1757.

A ***

BILL For further continuing the additional Duty of Ten per Centum on Slaves, was read a second Time.

Ordered, That the said Bill be engrossed, and read a third Time.

Mr *Johnson* presented to the House, according to Order, a Bill To enable the Vestry of the Parish of Stratton-Major, in the County of King and Queen, to sell their Glebe, and for other Purposes therein mentioned, and the same was read the first Time, and ordered to be read a second Time.

Mr *Harrison*, from the Committee of Trade, presented to the House, according to Order, a Bill For amending and further continuing the Act, intituled, An Act for further continuing certain Acts of Assembly therein mentioned, and the same was read the first Time, and ordered to be read a second Time.

A Bill For continuing the Act, intituled, An Act for laying an additional Duty on Rum and other distilled Spirits, not being of the Produce of his Majesty's Sugar-Islands, was read a second Time.

Ordered, That the said Bill be engrossed, and read a third Time.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, presented to the House, according to Order, a Bill For dividing the Parish of Cumberland, in the County of Lunenburg.

Also a Bill For dividing the County of Fairfax.

Also a Bill For appointing several new Ferries, and for other Purposes therein mentioned.

Also a Bill To enable the Vestry of the Parish of Lynhaven, in the County of Princess-Anne, to sell a Tract or Parcel of Land, and for other Purposes therein mentioned. And the said Bills were read the first Time, and ordered to be read a second Time.

Ordered,

Ordered, That M^r *Fleming* be added to the Committee for Courts of Justice, and M^r *Wilson* to the Committee of Claims.

A Petition of fundry Inhabitants of the Parish of *St. Anne*, in the County of *Albemarle*, praying that the said Parish may be divided, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

The Order of the Day being read,

The House again resolved itself into a Committee, to take into their further Consideration the Governor's Speech, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r *Charles Carter* reported, that the Committee had had the said Speech under further Consideration, and having gone through the same, had come to another Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows.

Resolved, That a Sum not exceeding Twenty Thousand Pounds, be raised for discharging the arrears due for Provisions, and the Pay of the *Virginia* Regiment and Militia.

Upon a Motion made,

Resolved, That this House will resolve itself into a Committee, to consider of Ways and Means for raising the Sum of £ 33,000, pursuant to the Resolutions of the House on *Wednesday* last, and also the Sum of £ 20,000 pursuant to the above Resolution, immediately.

The House accordingly resolved itself into a Committee, to consider of Ways and Means for raising the said Sums of Money, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r *Charles Carter* reported, that the Committee had had that Matter under their Consideration, but not having Time to consider fully thereof, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee, to consider of Ways and Means for raising the said Sums of Money, To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Tuesday, April 26th, 1757.



Claim of *William Langston*, for taking up a Runaway, therein mentioned.

Also a Claim of *Matthew Cobbs*, for the same Service.

Also a Claim of *John Leigh*, for the same Service.

Also a Claim of *John Lester*, for the same Service, were severally presented to the House, and received.

Ordered, That the said Claims be referred to the Consideration of the Committee of Claims.

M^r *Charles Carter*, from the Committee of Propositions and Grievances, reported, that the Committee had had under their Consideration the Petition of *Obadiah Woodson*, to them referred, and had agreed upon a Report, and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again read, and is as follows.

It appearing to this Committee to be absolutely necessary, that the Officers who composed the Council of War, in the said Petition mentioned, should be examined, which they cannot be during the Sitting of this Session of Assembly, being now out on the Frontiers, in the Service of the Country

Resolved, That it is the Opinion of this Committee, that the further Consideration of the said Petition ought to be referred to the next Session of Assembly.

The

The said Resolution being read a second time, and the Question put, that the House agreed thereto,

It passed in the Negative.

Ordered, That the said Petition be recommitted to the said Committee.

A Message from the Council by Mr *Walthoe*.

That a Petition of the People called Quakers had been presented to, and read in Council, which they had referred to the Consideration of this House.

And the said Petition, praying that they may be exempt from appearing at Mufters, and from all other military Service whatsoever, as inconsistent with, and repugnant to, the Principles of their Profession, they wholly relying on Divine Providence for their Protection and Defence against the common Enemy, was read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, presented to the House, according to Order, a Bill *For dividing the County of Prince-William*; and the same was read the first Time, and ordered to be read a second Time.

An engrossed Bill, intituled, *An Act for continuing the Act, intituled, An Act for laying an additional Duty on Rum, and other distilled Spirits, not being of the Produce of his Majesty's Sugar Islands*, was read the third Time, and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Benjamin Harrison*, Junior, do carry the said Bill to the Council for their Concurrence.

An engrossed Bill, intituled, *An Act for continuing the additional Duty of Ten per Centum on Slaves*, was read the third Time, and the Question being put, that the said Bill do pass.

It passed in the Negative.

Resolved, That the said Bill be rejected.

Mr Attorney, from the Committee of Privileges and Elections, reported, that the Committee had had under their Consideration the Information against Mr *John Ruffin*, to them referred, and had examined several Witneffes, and heard as well Mr *Clinch* as the said Mr *Ruffin*, and had agreed upon a Report, and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows.

It appears to this Committee, that Mr *Ruffin* and Son obtained a Judgment in the County-Court of *Surry* the 18th Day of *December*, 1754, against Mr *Clinch*, for £. 1209, 15 s. 4½d. Sterling, and Interest till paid: That Mr *Clinch* afterwards, towards satisfying the Judgment, mortgaged some Lands and Slaves, and delivered fundry Bonds to Mr *Ruffin*, which were by him accepted in Part of the said Debt, on Condition the Money due on the said Bonds could be recovered. That after this, Mr *Clinch* and Mr *Ruffin* had a further Treaty about discharging the said Debt; and on the 3d Day of *January*, 1755, Mr *Clinch* wrote to Mr *Ruffin*, that he was prepared to settle, as he hoped, to his (Mr *Ruffin*'s) Satisfaction, and that he was impatient that he delayed coming. That Mr *Ruffin*, after Receipt of that Letter, went to Mr *Clinch*'s in order to make a final Settlement of their Disputes; and Mr *Clinch* desired him to walk into an inner Room, which he fastened; and after they had been in the same some Time, Mr *Ruffin* came out in great Confusion, and declared Mr *Clinch* had extorted from him a Discharge for the whole Debts, and afterwards demanded of Mr *Clinch* the last Papers, who said he would keep them till he saw him again, and returned into the same Room, and shut himself up. That Mr *Ruffin* applied to the Governor, setting forth his Case, and obtained a Warrant to apprehend Mr *Clinch*, who having Notice thereof, kept in his House armed, upon which several People were by the proper Officers summoned to apprehend him, who went armed, and continued about Mr *Clinch*'s House from Saturday Night till Monday Night about twelve o'Clock. That while this Matter was in Agitation, several Messa-

ges passed between Mr *Ruffin* and Mr *Clinch*; and at length it was agreed, that Mr *Clinch* should deliver up a Receipt and Release which Mr *Ruffin* alledged he had extorted from him, and should give Security for the Payment of the Debt; and that Mr *Ruffin* should deliver up the Mortgage, which was done, and the Receipt and Release, both which were wrote by Mr *Clinch*, and dated the 19th Day of *December*, 1754, were publicly read to a large Number of People then assembled, and afterwards, together with the Mortgage, burned, as Mr *Clinch*, at the Time of delivering them up, insifted they should be, the Receipt being for £. 800, and the Release discharged the mortgaged Premises from the Residue of the Debt. That Mr *Clinch* afterwards declared, the old Gentleman (Mr *Ruffin*) was damnably scared, and did not know the Muzzle from the Butt End of a Pistol; for that he only took a Pistol, and put it under his Arm.

Resolved, That Mr *Ruffin* hath fully justified the Matter contained in the said Charge.

Upon a Motion made,

Ordered, That the said *William Clinch* be expelled, and that he be forever hereafter rendered incapable of fitting or voting in this House.

Resolved, That an Address be made to the Governor, to order a new Writ to issue
32 for the electing a Burgees to serve in this present General Assembly for the County of *Surry*, in the Room of the said *William Clinch*, and that Mr *Cocke* do wait on him with the said Address.

The House being informed that several Articles, of an extravagant and extraordinary Nature, were charged in the Account against the Public, from the County of *Halifax*,

Ordered, That the Committee of Claims examine the said Accounts, and report their Opinion to the House upon such Articles, in the said Account, as shall appear to them unjust and illegal.

A Petition of *Sarah Morton*, Widow, setting forth, That her late Husband, who was a Captain of the Militia of County, went out in order to apprehend some Deferters who were drafted out of the said Militia, and was killed by one of them in endeavouring to apprehend him, by which Means she has lost the chief Support of her Family, and is reduced to great Distress; and praying the Consideration of this House, was presented to the House, and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *Lemuel Riddick*, Gent. praying that an Act may pass, to empower him to clear *Summerton* Creek, in the County of *Nanfemond*, and that he may demand a reasonable Toll of all Vessels passing and repassing the same, so as to render it navigable for small Craft, at his own Expence, was presented to the House, and read.

Ordered, That a Bill or Bills, be brought in, pursuant to the Prayer of the said Petitioner; and it is referred to Mr *Riddick* to prepare and bring in the same.

The Order of the Day being read,

The House again resolved itself into a Committee, to consider further of Ways and Means for raising the Sum of £. 53,000, pursuant to the several Resolutions of the House; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had that Matter under their further Consideration, and come to a Resolution thereupon, which they had directed him to report to the House, and he read the same in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House, with some Amendments, and is as follows.

Resolved, That the Sum of £. 53,000, to be levied, be raised by a Tax of Two Shillings on every Hoghead of Tobacco exported out of this Colony, to commence in the Year 1758, and to continue seven Years; also a Tax of one Shilling on every Hundred Acres of Land, to commence in the Year 1761, and to continue four Years; also a Tax of one Shilling per Poll on every tithable Person, to commence in the Year 1761, and to continue four Years; and also an additional Duty of Ten per Centum on all Slaves imported, to commence on the 9th Day of *July*, 1758, to continue seven Years.

Ordered,

Ordered, That a Bill, or Bills, be brought in, pursuant to the Resolutions of the Committee, agreed to by the House on *Wednesday* last, and also to the above Resolution; and it is referred to the Committee of Propositions and Grievances, to prepare and bring in the same.

A Petition of *Thomas Danfie*, setting forth, That in Pursuance of an Act passed at a former Session of Assembly, he hath at great Expence, Labor, and Trouble, erected a good Causeway over the Marsh opposite to his Landing in *King William*, but that it will not be in his Power to keep the same in good Repair, which he is obliged to do by the said Act, unless the Ferry at *Claiborne's* is put down, where (in order to entice People and draw them away from passing over the River at his said Causeway) the Ferry-Keeper sets Passengers over the River for a less Ferriage than is by Law established, and therefore praying that the said Ferry at *Claiborne's* may be discontinued, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of sundry Inhabitants of the County of *Bedford*, praying that a Ferry may be established over the *Fluvanna*, from *Lynch's* Landing, in the said County of *Bedford*, to the Land of *Micajah Moorman*, in *Albemarle* County, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Wednesday, April 27th, 1757.



R. *Lemuel Riddick* presented to the House, according to Order, a Bill, To impower *Lemuel Riddick* to clear *Summerton Creek*, and for other Purposes therein mentioned, and the same was read the first Time and ordered to be read a second Time.

A Petition of *William Rand*, praying that an Act may pass to impower him to build a Bridge over the Western Branch of *Pagan Creek*, from the Land of *William Hodsdon* to the Land of *Richard Reynolds* in the County of *Isle of Wight*, was presented to the House and read.

Ordered, That a Bill or Bills be brought in pursuant to the Prayer of the said Petition, and it is referred to Mr *Lemuel Riddick* and Mr *Burwell* to prepare and bring in the same.

A Petition of *John Wheatley*, praying to be allowed for dieting and lodging tributary Indians, when in *Williamsburg*, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the Committee of Claims.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, from several Counties, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again read and are as follow:

Resolved, That it is the Opinion of this Committee that the Petition of the Inhabitants on the North Side the *Rivanna*, above the Mouth of *Barrenger's* Creek, in the Parish of *St Anne*, in the County of *Albemarle*, praying that Part of the said Parish may be added to the Parish of *Fredericksville*, is reasonable.

Resolved, That it is the Opinion of this Committee that the Petition of the Inhabitants of *Albemarle*, on the South Side the *Fluvanna*, praying the said County and Parish may be divided, by the said River *Fluvanna*, and a Line be run from the Fork thereof to strike *Appomattox* River, near *Green Creek*, be rejected.

Resolved,

Resolved, That it is the Opinion of this Committee that that Part of the Petition of the Freeholders and Inhabitants on the South Side the *Fluvanna* River, praying that the Parish of *St. Anne*, in the said County, may be divided, by the main *Fluvanna* River, into two distinct Parishes, is reasonable.

Resolved, That it is the Opinion of this Committee that the Residue of the said Petition, praying the said County of *Albemarle* may be divided, by the said *Fluvanna* River, into two distinct Counties, be rejected.

Resolved, That it is the Opinion of this Committee that the Petitions from the County of *Cumberland*, in opposition to the Petitions from the County of *Albemarle*, for dividing the said County into two Counties, are reasonable.

Resolved, That it is the Opinion of this Committee that the Petition of the Inhabitants of the upper End of *Cumberland* County, praying to be added to a new County to be taken off from *Albemarle* County, be rejected.

The three first Resolutions being read a second Time, and the Question severally put that the House agree thereto,

Resolved in the Affirmative.

The fourth Resolution being also read a second Time, and the Question put that the House agree thereto,

It passed in the Negative.

Resolved, That the said Petition is reasonable.

Ordered, That a Bill or Bills be brought in pursuant to the first and third Resolutions, and also to the Prayer of the Petition from the County of *Albemarle*, mentioned in the fourth Resolution, which was agreed to by the House, and it is referred to the Committee of Propositions and Grievances to prepare and bring in the same.

Ordered, That the two last Resolutions be recommitted to the said Committee.

Ordered, That Mr *Lemuel Riddick* be added to the Committees of Privileges and Elections, Propositions and Grievances, and Trade; Mr *Fleming* to the Committee of Propositions and Grievances, and Mr *Nash* to the Committee for Courts of Justice.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration the Petition of the People called Quakers, to them referred, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again read, and is as follows:

Resolved, That it is the Opinion of this Committee that so much of the said Petition as relates to the lessening the Militia Fines, is reasonable.

Resolved, That it is the Opinion of this Committee that the Residue of the said Petition be rejected.

35 *Ordered*, That the said Report do lie on the Table.

A Petition of *Alexander Mackie*, setting forth, That in *June* last, he, by Order of the Governor, supplied Capt. *Smith* (who was appointed to the Command of *Vause's* Fort, in *Augusta*) with Powder and other Goods for the Use of the Soldiers under his Command, for which he has not yet received any Satisfaction, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referred to Mr *Fleming*, Mr *Cary*, Mr *Randolph*, Mr *Harrison*, and Mr *Cocke*, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Mr Attorney, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration the Returns of several Writs for electing Burgesses to serve in this present General Assembly, and had come to two Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, as follow:

Resolved, That the Return of the Writ for electing a Burgess for the County of *Spotsylvania* is made in the Form prescribed by Law.

Resolved, That the Returns of the Writs for electing a Burgess for the County of *Hanover*, and for the County of *Bedford*, are not made in the Form prescribed by Law.

Ordered,

Ordered, That the Returns of the said last mentioned Writs be amended by the Clerk at the Table.

A Petition of the Inhabitants of the Borough of *Norfolk*, praying that an Act may pass to empower the Mayor, Recorder, Aldermen, and Common-Council Men of that Borough to enact such Bye-Laws as they shall think necessary for the Establishment of a daily Market there, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, from several Counties, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow :

Resolved, That it is the Opinion of this Committee that that Part of the Petition of the Inspectors of Tobacco at *Osborn's*, in the County of *Chesterfield*, praying to be paid for a Hoghead of Tobacco that was stolen, and some further Allowance for their last Year's Service, be rejected.

Resolved, That it is the Opinion of this Committee that the Residue of the said Petition, praying their Salary may be increased for the future, be rejected.

Resolved, That it is the Opinion of this Committee that the Petition of *Thomas Danfie*, praying the Ferry at *Claiborne's*, on *Pamunkey* River, may be put down, is reasonable.

Resolved, that it is the Opinion of this Committee that the Petition of *Sarah Moreton*, Widow, praying some Allowance for herself and Children, in Consideration of her Husband's being killed in endeavouring to apprehend some Persons who by Law were deemed enlisted Soldiers, is reasonable. 36

Resolved, That it is the Opinion of this Committee that the Sum of twenty Pounds ought to be paid by the Public to the said *Sarah Moreton*, for the Relief of herself and Children.

The two first Resolutions being read a second Time, and the Question severally put that the House agree thereto,

Resolved in the Affirmative.

The third Resolution being also read a second Time, and the Question put that the House agree thereto,

It passed in the Negative.

Resolved, that the Petition of the said *Thomas Danfie* be rejected.

The two last Resolutions being also read a second Time, and the Question severally put that the House agree thereto,

Resolved in the Affirmative.

Ordered, That it be an Instruction to the Committee of Claims to make an Allowance to the said *Sarah Moreton* pursuant to the last Resolution.

A Petition of fundry Inhabitants of *King-William* County, praying for Leave to build Hedges and fishing Wares in the Rivers *Mattapony* and *Pamunkey*.

Also a Petition of *John Confee* and *John Hall*, of the County of *Halifax*, setting forth, That the Sheriff of that County, some Time since, impressed from each of the Petitioners a Horse and Saddle, to convey Criminals from that County to *Williamsburg*, which were lost, and praying that they may be paid for the same, were severally presented to the House and read, and the the Question being severally put that the said Petitions be referred to a Committee,

It passed in the Negative.

Resolved, That the said Petitions be rejected.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Thursday,

Thursday, April 28th, 1757.

MEMBER returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament instead of the Oaths of Allegiance and Supremacy, and taken and subscribed the Oath of Abjuration, and also subscribed the Teft, was admitted to his Place in the House.

Upon a Motion made,

Ordered, That the Committee of Privileges and Elections be discharged from proceeding further on the Petition of *Charles West*, complaining of an undue Election and Return of *Mr Ralph Justice*; and also on the Petition of *William Bernard*, complaining of an undue Election and Return of *Philip Ludwell Lee, Esq*; to serve as Burgeffes in this present General Assembly.

37 A Petition of *James Lockhart*, Sheriff of *Augusta*, setting forth, That some Time last Summer he received a special Warrant from his Honor the Governor to take up one *John Oneal*, on Suspicion of High Treason, which he executed with some Difficulty and Expence, for which he has received no Satisfaction, and praying the Consideration of the House, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Claims, that they examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *Armistead Churchill*, Gent. setting forth, That he is seized in Fee-Tail of 2280 Acres of Land, lying in the Parish of *Lunenburg*, in the County of *Richmond*; That he has already made Provision for his eldest Son, to whom the said Lands would descend after the Petitioner's Death, by which Means he has rendered himself incapable of providing for his younger Children, unless he is impowered to dispose of the said Lands, and praying that an Act may pass for that Purpose, was presented to the House and read.

Ordered, That a Bill or Bills be brought in pursuant to the Prayer of the said Petitioner, and it is referred to *Mr Attorney* to prepare and bring in the same.

A Claim of *Thomas Tisdale*, for taking up a Runaway therein mentioned.

Also a Claim of *Nathaniel Williams*, for the same Service.

Also a Claim of *Archelaus Hughes*, for the same Service.

Also two Claims of *Nathaniel Williams*, for the same Service.

Also a Claim of *John Chandler*, for the same Service.

Also a Claim of *Thomas Shelburn*, for the same Service, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the Committee of Claims.

Mr Lemuel Riddick presented to the House, according to Order, a Bill, *To impower William Rand to build a bridge over Pagan Creek, and for other Purposes therein mentioned*, and the same was read the first Time, and ordered to be read a second Time.

A Petition of fundry Inhabitants of the Parish of *Dettingen*, in the County of *Prince-William*, complaining of fundry illegal, arbitrary, and oppressive Proceedings of the present Vestry of the said Parish, and praying that the same may be dissolved, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Propositions and Grievances, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *Mary Longdon*, setting forth, That her Husband who was a Serjeant in Capt. *Polson's* Company, was killed at the Battle of *Monongahela*, leaving herself and three young Children in very Necessitous Circumstances, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referred to *Mr John West*, *Mr Hugh West*, *Mr Hedgman*, and *Mr Dangerfield*, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Ordered,

Ordered, That M^r Eyre be added to the Committees of Claims and Trade, and M^r William Thornton to the Committee of Claims. 38

A Petition of *Francis Triplett*, setting forth, That he entered a Volunteer into the *Prince-William* Militia, which was sent out last *June* to the Protection of the Frontiers, where in a Skirmish with a Party of the Enemy he received a most dangerous Wound in his Right Arm, for the Cure of which he was at considerable Expence, and praying the Consideration of this House, was presented to the House and read.

Ordered That the said Petition be referred to M^r Charles Carter, Jun. M^r Dangerfield, M^r Benjamin Harrison, and M^r Adams, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Bill, *For further continuing and amending an Act, intituled, An Act for regulating the Practice of Attornies*, was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

The House accordingly resolved itself into a Committee upon the said Bill, and after some Time spent therein, M^r Speaker resumed the Chair, and M^r Charles Carter reported, That the Committee had had the said Bill under their Consideration, and made several Amendments thereto.

Ordered, That the said Report be made To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Friday, April 29th, 1757.



CLAIM of *Richard Bennett*, for taking up a runaway therein mentioned.

Also a Claim of *Gideon Marr*, for the same Service.

Also two Claims of *Robert Andrews*, for the same Service, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the Committee of Claims.

A Petition of fundry House-Keepers and other Inhabitants of the Parish of *Washington*, in the County of *Westmoreland*, complaining of divers illegal and oppressive Proceedings of the present Vestry of the said Parish, and praying that the same may be dissolved.

Also a Petition of *Archibald Campbell*, Minister of the said Parish of *Washington*, setting forth, That some Time ago the Vestry of the said Parish, upon Application to the General Assembly, were impowered to dispose of a Tract of Land devised to the said Parish, by one M^r Horton, for a Glebe, and to lay out the Money arising by the Sale thereof in purchasing another Tract of Land for a Glebe in Lieu thereof, which they accordingly executed; but that instead of the former Glebe, which was very good Land and lay convenient to the Churches in the Parish, the said Vestry had purchased a worthless barren Spot of Ground in one Corner of the Parish, which has rendered the Petitioner's Attendance on the several Churches in the Parish much more inconvenient than before, besides greatly reducing his Income; and praying that an Act may pass directing the Vestry of the said Parish to dispose of the said Land, and purchase another more convenient and profitable Glebe in Lieu thereof. 39

Also a Petition of the Minister, Vestry, and others of the Parish of *St. Paul*, in the County of *Stafford*, in Opposition to a Petition lately presented to this Assembly, for dissolving the Vestry of the said Parish, were severally presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Propositions and Grievances, that they do examine into the several Matters thereof, and report the same, with their Opinion thereupon, to the House.

M^r Attorney, from the Committee of Privileges and Elections, reported, That the Committee had had under their Consideration the Petition of M^r Anthony Holliday, to them

them referred, complaining of an undue Election and Return of Mr *Willis Riddick*, to serve as a Burgess in this present General Assembly for the County of *Nansemond*, and had agreed upon a Report and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read and agreed to by the House, as follows:

That the said Mr *Holliday* not appearing, nor any Person on his Behalf to make out the Allegations of the said Petition,

Resolved, That the said Mr *Willis Riddick* is duly elected to serve as a Burgess in this present General Assembly for the said County of *Nansemond*.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, from several Counties, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow:

Resolved, That it is the Opinion of this Committee that the Petition of fundry Inhabitants of the County and Borough of *Norfolk*, praying an Act may pass to empower the Justices of the said County-Court to agree with Persons to keep Ferries over the Branches of *Elizabeth* River and *Tanner's* Creek, to set the Inhabitants of the said County over Ferry-free, and to empower the said Justices to levy the Expence thereof on the Inhabitants of the said County, be rejected.

Resolved, That it is the Opinion of this Committee that the Petition of the Borough of *Norfolk*, praying that a Law may pass empowering the Mayor, Recorder, Aldermen, and Common-Council Men, for the Time being, or the greater Part of them, to make from Time to Time such Bye-Laws as they shall think necessary for holding a Market in the said Borough every Day in the Week, except *Sundays*, is reasonable.

The first Resolution being read a second Time, and the Question put that the House agree thereto,

It passed in the Negative.

Resolved, That the said Petition is reasonable.

Ordered, That a Bill or Bills be brought in pursuant to the Prayer of the said Petition, and it is referred to the Committee of Propositions and Grievances to prepare and bring in the same.

Ordered, That the Consideration of the second Resolution be put off till *Monday* next.

40 Mr *Carter* also reported, That the Committee had had under their further Consideration the Petition of the Inhabitants of the upper End of *Cumberland* County, praying that the Line between that County and *Albemarle* County may be moved down *Appomattox* River to the Mouth of *Angola* Creek, and the said upper Inhabitants be added to a new County to be taken off *Albemarle*; and the Petition of fundry Inhabitants and Freeholders of the upper End of *Cumberland* County, in Opposition thereto, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House as follow:

Resolved, That the said first mentioned Petition be rejected.

Resolved, That the Petition in Opposition thereto is reasonable.

Mr *Bland*, from the Committee of Claims, reported, That the Committee had had under their Consideration the Petitions of *James Lockhart* and *John Peyton, Jun.* to them referred, and had come to two Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follow:

Resolved, That the said *James Lockhart* ought to be allowed 300 lbs. of Tobacco for his Trouble and Expence in apprehending *John Oneal*, in his Petition mentioned, he having already received 800 lbs. of Tobacco from the County of *Augusta* for removing the said *Oneal* from the County to the Public Goal.

Resolved,

Resolved, That the Petition of *John Peyton*, Jun. for an Allowance for the Loss of his Negroe Man's Service, during his Confinement in *Fairfax* County Goal for Felony, he never receiving any Trial on the Commiffion of Oyer and Terminer obtained for that Purpose, be rejected.

Ordered, That it be an Instruction to the said Committee to make an Allowance to the said *James Lockhart* in the Book of Claims, pursuant to the first Resolution.

Mr *Charles Carter*, according to Order, reported the Amendments made by the Committee of the whole House to the Bill *For further continuing and amending an Act, intituled, An Act for regulating the Practice of Attornies*, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed, and read a third Time.

Mr *Charles Carter*, Jun. reported, That the Committee to whom the Petition of *Francis Triplett* was referred, had examined into the Allegations thereof and found them to be true, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, with an Amendment, as follows:

Resolved, That the said *Francis Triplett* ought to be allowed the Sum of fifty-five Pounds, to be paid by the Public.

Mr *Fleming* reported, That the Committee to whom the Petition of *Alexander Mackie* was referred, had examined into the Allegations thereof and found them to be true, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows:

Resolved, That the said *Alexander Mackie* ought to be paid by the Public the Sum of fourteen Pounds for Lead, Shot, and Gun-Flints, charged in the Account in the said Petition mentioned.

Upon a Motion made,

Resolved, That this House will receive no Petitions or Claims after *Monday* Se'nnight.

A Bill *To impower Lemuel Riddick to clear Summerton Creek, and for other Purposes therein mentioned*, was read a second Time, and committed to Mr *Cary* and the Members for *Nansemond, Isle of Wight, and Southampton*.

A Petition of *Archibald Richie*, Proprietor of the Warehouses at *Hobb's Hole*, in the County of *Effex*, praying to be allowed for fundry Repairs of the Wharff at the said Warehouse, the Rents thereof not being sufficient to reimburse him, was presented to the House and read.

Ordered, That the said Petition be referred to the Committee of Claims, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Bill *For dividing the County of Fairfax*.

Also a Bill *For dividing the County of Prince-William*.

Also a Bill *For dividing the Parish of Cumberland, in the County of Lunenburg*.

Also a Bill *To impower William Rand to build a Bridge over Pagan Creek, and for other Purposes therein mentioned*, were severally read a second Time.

Ordered, That the said Bills be ingrossed and read a third Time.

A Petition of fundry Inhabitants of *Staunton Town*, in *Augusta County*, setting forth, That they supplied and maintained the *Cherokee Indians* on their March to and from the said Town of *Winchester*, and praying that they may be allowed for the same according to their several Accounts, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

A Bill *For appointing several new Ferries, and for other Purposes therein mentioned*, was read a second Time, and committed to Mr *Bland*, Mr *Cary*, Mr *Bates*, and Mr *Booker*.

A Bill *To enable the Vestry of the Parish of Lynhaven, in the County of Princess-Anne, to sell a Tract or Parcel of Land, and for other Purposes therein mentioned*, was read a second

second Time, and the Question being put that the said Bill be ingrossed and read a third Time,

It passed in the Negative.

Resolved, That the said Bill be rejected.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Saturday, April 30th, 1757.

 N ingrossed Bill, intituled, *An Act for dividing the Parish of Cumberland, in the County of Lunenburg*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

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Ordered, That Mr Nafh do carry up the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act to impower William Rand to build a Bridge over Pagan Creek, and for other Purposes therein mentioned*, was read the third Time and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Willis Riddick do carry up the said Bill to the Council for their Concurrence.

Mr Charles Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration divers Propositions, from several Counties to them referred, and come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follow:

Resolved, That the Petition of the Inhabitants of *Dettingen* Parish, in the County of *Prince-William*, praying the Vestry of the said Parish may be dissolved, is reasonable.

Resolved, That the Petition of the Freeholders and Housekeepers of *Washington* Parish, in *Westmoreland* County, praying the Vestry of the said Parish may be dissolved be rejected.

Ordered, That a Bill or Bills be brought in pursuant to the first Resolution, and it is referred to the Committee of Propositions and Grievances to prepare and bring in the same.

A Petition of *Thomas Jett*, late Sheriff of *King-George* County, setting forth, That he was from Home when the Messenger sent up, pursuant to an Order of this House, arrived at his House, to take him into Custody to answer for his Misbehaviour at the Election of Burgesses for the said County, but that as soon as he was informed of it he came down and surrendered himself into the Custody of the Serjeant at Arms: That he acknowledges the said Offence and humbly asketh Pardon for the same, and praying to be discharged out of Custody, paying Fees, was presented to the House and read.

Ordered, That the said *Thomas Jett* be discharged out of Custody, paying Fees.

An ingrossed Bill, intituled, *An Act for dividing the County of Prince William*, was read a third Time and the Blanks therein filled up, and the Question being put that the said Bill do pass,

It passed in the Negative.

Resolved, That the said Bill be rejected.

And then the House adjourned till Monday Morning Eleven o'Clock.

Monday, May 2d, 1757.

 PON a Motion made,

 U *Ordered*, That Leave be given to bring in a Bill *For Relief of the Proprietors of the Tobacco burnt in Crutchfield's and Pitt's Warehouses*, and it is referred to the Members for *Caroline, New-Kent, Hanover, King-William*, and *Accomack* to prepare and bring in the same.

Ordered,

Ordered, That the Report from the Commiſſioners appointed by an Act of Affembly, intituled, *An Act for appointing Commiſſioners to take and ſtate Accounts of the Tobacco burnt in Crutchfield's and Pitt's Warehouſes, and other Purpoſes therein mentioned*, be referred to the ſaid Committee. ⁴³

A Claim of *Thomas Meriwether*, for one Hogſhead of Tobacco burnt in *Crutchfield's Warehouſe*.

Alſo a Claim of *Benjamin Brown*, for 185 lbs. of Tobacco burnt in the ſaid Warehouſe.

Alſo a Claim of *James Bunch*, for 315 lbs. of Tobacco burnt in the ſaid Warehouſe, were ſeverally preſented to the Houſe and received.

Ordered, That it be an Inſtruction to the above mentioned Committee to allow the ſaid Claims in the ſaid Bill.

A Petition of fundry Inhabitants on *Yeocomico River* and Branches thereof, in *Northumberland County*, in Oppoſition to a Petition they expect will be preſented to this Affembly, for removing the Warehouſe on that River to the Land of *Daniel Tibbs*, was preſented to the Houſe and read.

Ordered, That the ſaid Petition be referred to the Committee of Propoſitions and Grievances, That they do examine into the Matter thereof, and report the ſame, with their Opinion thereupon, to the Houſe.

A Petition of fundry Inhabitants of the Pariſh of *Brunſwick*, in the County of *King-George*, complaining of ſome injurious Proceedings of the preſent Veſtry of the ſaid Pariſh, and praying that the ſame may be diſſolved, was preſented to the Houſe and read, and the Queſtion being put that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

Mr Charles Carter, from the Committee of Propoſitions and Grievances, preſented to the Houſe, according to Order, a Bill *For raiſing the Sum of fifty-three Thouſand Pounds for the Defence of the Country, and for other Purpoſes therein mentioned*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

Ordered, That *Mr John Naſh* be added to the Committee of Claims.

An ingroſſed Bill, intituled, *An Act for dividing the County of Fairfax*, was read the third Time and the Blanks therein filled up.

Reſolved, That the Bill do paſs.

Ordered, That *Mr Fairfax* do carry up the ſaid Bill to the Council for their Concurrence.

Mr Charles Carter, from the Committee of Propoſitions and Grievances, reported, That the Committee had had under their Conſideration the Petition of the Inhabitants of the Pariſh of *Overwharton*, in the County of *Stafford*, to them referred, praying that the Veſtry of the ſaid Pariſh may be diſſolved, and had come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read and agreed to by the Houſe, as follows:

Reſolved, That the ſaid Petition be rejected.

Mr Attorney, from the Committee of Privileges and Elections, reported, That the Committee had had under their Conſideration the Petition of *Richard Woods*, *David Cloyd*, and *Joſeph Lapsley*, to them referred, ſetting forth, That they were altogether innocent of the Matters alledged againſt them by *James Lockhart*, Sheriff of the County of *Auguſta*, and were ſo far from encouraging the Tumult, that happened at the Election of Burgeſſes for that County, that the Petitioner *Woods* often applied to the Sheriff to command Aſſiſtance to ſuppreſs the ſame, offering his own Aſſiſtance therein, all which the Petitioners averred they were ready to prove; and that the Committee had agreed upon a Report, and come to a Reſolution thereupon, which he read in his Place, and then delivered in at the Table, where the ſame was again twice read and agreed to by the Houſe, as follows:

Your Committee beg Leave to inform the Houſe that there appears to be great Contrariety of Evidence in this Caſe: It appearing from the Depoſitions taken by the Petitioners,

Petitioners, That on the 17th Day of *December* 1755, the Day appointed for Election of Burgeffes for the said County of *Augusta* to serve in this present General Assembly, the Poll was taken till towards the Evening, when the People crowded into the Court-House and pressed upon the Sheriff, who struck several of the Freeholders with his Staff on the Shins, and pushed them with the same in the Breast and other Parts of the Body, and threatened to push it down their Throats if they did not keep back: That he was desired to summon a Guard to keep the Crowd off, and that the Petitioner *Woods* offered to be one of the Guard: That the Sheriff whispered to several Freeholders as they came to vote to know who they were for, and then refused to take their Votes: That he several Times during the Election left the Court-House, which stopped the same while he was out: That after Candles were lighted the Petitioners *Lapsley* and *Cloyd* came to give their Votes, and the Sheriff seized *Lapsley* by the Breast and pushed him backwards on a Bench, upon which *Cloyd*, with some Warmth, said, "Collar me too Sir;" that *Lapsley* and *Cloyd* then gave in their Votes, and the Poll was continued some Time afterwards. And from the Depositions taken by the Sheriff it appears, That while the Poll was taking the Petitioner *Lapsley* pulled out his Purse in the Court-Yard and offered to wager that Mr *Preston* and Mr *Alexander*, two of the Candidates, would go Burgeffes, and that he and his Party would carry the Day; and that the Petitioner *Woods* was noisy and loud in the Interest of Mr *Alexander*, and offered to wager as *Lapsley* did: That when the Crowd pressed on the Sheriff he endeavoured to keep them back in a civil Manner, by putting his Stick across their Breasts, and summoned a Guard to assist him, which was broke thro': That a Person came out of the Court-House and said to *Cloyd*, "The Election is going against us," who answered, "It should not, if we cannot carry it one Way we will have it another: I will put a Stop to the Election;" and immediately the Crowd increased: That when *Lapsley* pressed thro' the Crowd to give his Vote the Sheriff desired him to keep back, but he pushed on and seized the Sheriff and pushed him against the Table: That after *Lapsley* and *Cloyd* had voted, the Sheriff desired them to withdraw, which they did not do, and in a short Time afterwards the Candles were struck out by the Petitioner *Woods*, and the Riot began which put an End to the Election, the Sheriff being thrown on the Table, which was broke under him, and the Clerks fled to the Bench; and during the Tumult *Lapsley* called out, "Lads, Stand by me. I'll pay the
 45 Fine, cost what it will: You know I am able." And all the said last mentioned Depositions mention that there was no unbecoming Behaviour in the Sheriff that Day.

Resolved, That the Petitioners have not proved the Allegations of their Petition.

Upon a Motion made,

Resolved, That it be an Instruction to the Committee of Claims to allow the said *James Lockhart* his reasonable Charges and Expences in attending this House to defend himself against the Petitions of the said *Woods*, *Cloyd*, and *Lapsley*, and that the said Committee levy the same in the Book of Claims against the said Petitioners.

Upon a Motion made,

Resolved, That an humble Address be presented to his Honor the Governor, to inform him we have heard his Honor has ordered two Companies of the Regiment now in the Service of the Colony, to march from our Frontiers, in Order to their Embarkation to *South-Carolina*, and to desire his Honor to countermand his Orders, so as to leave five Hundred Men to protect the Frontiers, and that Mr *Charles Carter*, Mr *Fairfax*, Mr *Randolph*, and Mr *Landon Carter*, do wait on his Honor with the said Address.

A Petition of *Thomas Penman*, Keeper of the public Goal, setting forth, That at a former Session of Assembly the House was pleased to alter the Method of paying his Salary, by encreasing his Allowance for maintaining the Prisoners, which hath hitherto been continued to him to the End of this Session of Assembly, and praying that the same Method may be further continued, was presented to the House and read.

Resolved, That the additional Sum of £ 15. be paid to the said *Thomas Penman*, every Year, over and above his usual Salary of £ 25.

Resolved,

Resolved, That ten Pounds of Tobacco *per* Day be allowed the said *Thomas Penman* for every Criminal committed to the said Goal, during such Criminal's Imprisonment, from this Time to the End of the next Session of Assembly.

The Order of the Day being read, for the House to take into Consideration that Part of the Report from the Committee of Propositions and Grievances, made on *Monday* last, which was referred to be considered this Day.

Ordered, That the Consideration of the said Report be put off till To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Tuesday, May 3d, 1757.

*** PON a Motion made,



Resolved, That an humble Address be presented to his Honor the Governor, to acquaint him that this House taking under their most serious Consideration the Load of heavy Taxes which the People of this Colony must necessarily sustain for carrying on the present War, which they are desirous to prosecute with a becoming Vigor and Resolution, and reflecting on the great and insuperable Inconveniences which must attend the raising of Supplies from a total Stagnation of our Trade, occasioned by the present Embargo, whereby not only the very large Quantities of Grain this Colony is able to spare, in this Year of great Plenty, to relieve the Distresses of our Fellow-Subjects in other Parts of his Majesty's Dominions, must unavoidably perish and be lost, but also the greatest Part of our Tobacco, the only Commodity by which we can gain Credit in *Great-Britain*, must remain unexported, and the People be thereby rendered incapable of paying their Taxes: We think it our indispensable Duty to beseech your Honor in the most humble and earnest Manner to take off the said Embargo; and that Mr *Charles Carter*, Mr *Randolph*, Mr *Benjamin Harrison*, Jun. Mr *Landon Carter*, and Mr *Bland*, do wait on his Honor with the said Address.

A written Message from the Governor was delivered by Mr *Walthoe*.

Mr *Speaker*,

"I am commanded by the Governor to deliver to your House two Letters from Capt. *Mercer*, dated at Fort *Loudoun*, the one of the 24th, the other of the 26th of last Month, "directed to Col. *George Washington*, and communicated by him to his Honor, relating "to the Conduct of the *Indians*, with the Speeches inclosed of some of the Warriors and "Capt. *Mercer's* Answers. Also two Letters from Col. *Washington* to his Honor "containing such Matters as he judged merited the Assembly's Notice, and recommending an Ensign to each Company, an Adjutant, a Quarter-Master, and a Chaplain, which "his Honor omitted to mention in the Estimate of Expence delivered to you."

And the said Message and Letters were read and ordered to lie on the Table.

A Petition of fundry Inhabitants of the County of *Prince William*, in Opposition to a Petition presented to this Assembly, for a Division of the said County, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *For preventing fraudulent Gifts made of Slaves*, and it is referred to Mr *Landon Carter* to prepare and bring in the same.

Mr *Cary* reported, That the Committee to whom the Bill, *To impower Lemuel Riddick to clear Summerton Creek, and for other Purposes therein mentioned*, was committed, had made two Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed and read a third Time.

Mr *Charles Carter* reported, that the Persons appointed had, according to Order, waited on his Honor the Governor, with the Address of this House, pursuant to the Resolution

Resolution Yesterday agreed to by the House, to which his Honor was pleased to answer, that he would comply with the Request of this House therein.

⁴⁷ A Petition of *Daniel Smith*, setting forth, That his late Brother, *John Smith*, was a Lieutenant in a Company of Rangers till his Death, which happened at *Vaulx's Fort*, in *Augusta*: That his said Brother never received any Pay in his Life; and the Petitioner, who has administered on his Estate, hath received but £.10 since his Death, and praying to be allowed what may appear to be due to the said Estate, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

A Bill *For raising the Sum of £.53,000, for the Defence of the Country, and for other Purposes therein mentioned*, was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

The House accordingly resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

Mr *John West* reported, that the Committee to whom the Petition of *Mary Longdon* was referred, had had the same under their Consideration, and agreed upon a Report, and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows.

It appears that *Thomas Longdon*, late Husband to the Petitioner, was a Serjeant in Capt. *Pyronnee's* Company, and that the other Allegations of the said Petition are true.

Resolved, That the said *Mary Longdon* ought to be allowed the Sum of £. 10, to be paid by the Public.

Upon a Motion made,

Ordered, That it be an Instruction to the Committee to whom the Bill *For appointing several new Ferries, and for other purposes therein mentioned*, is committed, that they receive a Clause, or Clauses, for establishing a Ferry over the *Fluvanna River*, at the Mouth of *Black-water Creek*, from the Land of *Edward Lynch*, in *Bedford*, to the Land *Micajah Moorman*, in the County of *Albemarle*.

A Bill *To enable the Vestry of the Parish of Stratton-Major, in the County of King and Queen, to sell their Glebe, and for other Purposes therein mentioned*, was read a second Time.

Ordered, That the said Bill be engrossed, and read a third Time.

A Bill *For amending and further continuing the Act, intituled, An Act for further continuing certain Acts of Assembly therein mentioned*, was read a second Time, and committed to the Committee of Trade.

A Petition of fundry of the Militia of the County of *Culpeper*, praying to be allowed for the Time they were out in his Majesty's Service, for the Protection of our Frontiers, was presented to the House and read.

Ordered, That the said Petitions be referred to the Committee of Claims; that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

⁴⁸ A Claim of *William Cowne* for 611 lbs. of Tobacco burned in *Crutchfield's* Warehouse, was presented to the House and received.

Ordered, That it be an Instruction to the Committee to whom it is referred to bring in a Bill *For the Relief of the Proprietors of the Tobacco burned in Crutchfield's and Pitt's Warehouses*, to allow the said Claim in the said Bill.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Wednesday,

Wednesday, May 4th, 1757.

✱✱✱✱ PETITION of *Edmund Taylor*, praying that a Ferry may be establiſhed over
✱ A ✱ Roanoke River, in *Lunenburg*, from his Land to the Land of *Thomas Ander-*
✱ ✱ son, was preſented to the Houſe and read, and the Queſtion being put,
✱ ✱ that the ſaid Petition be referred to a Committee,

It paſſed in the Negative.

Reſolved, That the ſaid Petition be rejected.

Mr *Charles Carter* reported, that the Committee appointed had, according to Order, waited on his Honor the Governor with the Addreſs of this Houſe for taking off the Embargo, and that he was pleaſed to ſay, he would ſend an Anſwer thereto by a Meſſage to the Houſe.

A Claim of *Jeremiah Smith*, for Salt provided by him for the Uſe of the *Hampſhire* Militia when in Service on our Frontiers.

Alſo two Claims of *John Walker*, for the ſame Service, and for a Horſe impreſſed into the Service.

Alſo a Claim of *John Crouch*, for five Days Uſe of a Horſe impreſſed into his Majeſty's Service.

Alſo a Claim of *Benjamin Rutherford*, for Proviſions for the ſaid Militia.

Alſo ſeveral Claims of *Job Pearceall*, for the ſame Service, were ſeverally preſented to the Houſe and received.

Ordered, That the ſaid Claims be referred to the Conſideration of the Committee of Claims.

Mr *Landon Carter* preſented to the Houſe, according to Order, a Bill *For preventing fraudulent Gifts of Slaves*, and the ſame was read the firſt Time, and ordered to be read a ſecond Time.

A Petition of *William Hunter*, Printer, ſetting forth, That his ſalary, as Public Printer, will expire at the End of this Seſſion of Aſſembly, and praying that the ſame may be further continued, was preſented to the Houſe and read.

Reſolved, That the Sum of £.300 per Annum be allowed to *William Hunter*, Printer, to continue to the End of the next Seſſion of Aſſembly, as a full Conſideration for printing the Journal of the Houſe of Burgeſſes, printing the Laws of each Seſſion, and ſending 13 of them to every County-Court Clerk, one of which to be Half bound, for the Uſe of the Court, printing Inſpectors Notes, and Books, Proclamations, and other public Advertisements.

Ordered, That the ſaid Reſolve be engroſſed, and that Mr *Bland* do carry up the ſame to the Council for their Concurrence.

A Petition of fundry Merchants and others of the County of *Hanover*, and of the adjacent Counties, ſetting forth, That the Quantity of Tobacco inſpected at *Page's* and *Crutchfield's* Warehouſes has of late ſo greatly increaſed that it is impoſſible for the Inſpectors at thoſe Warehouſes to do their Duty, either in inſpecting or delivering out the Tobacco for Exportation, and praying that another Inſpector may be added to each of the ſaid Warehouſes, with a reaſonable Salary, was preſented to the Houſe and read.

Ordered, That the ſaid Petition do lie on the Table.

A written Meſſage from the Governor was delivered by Mr *Walthoe*,

Mr *Speaker*, and *Gentlemen of the Houſe of Burgeſſes*,

"I am commanded by the Governor to deliver to your Houſe a Copy of a Letter his Honor has juſt now received from the Earl of *Loudoun*, dated at *New-York* the 24th of laſt Month. His Honor hopes that after you have taken the Contents of the ſaid Letter under Conſideration you will paſs a ſhort Act for paying the Arrears due to the Officers and Soldiers of the *Virginia* Regiment, and to enable him to ſend 200 of them, mentioned in his Lordſhip's Letter, with all Expedition to *South-Carolina*, as the Man of War with the Troops from the Northward is daily expected."

And

And the said written Message and Letter therein mentioned were read, and ordered to lie on the Table.

Upon a Motion made,

Resolved, That the Governor be addressed to desire his Honor will be pleased to direct that all necessary Presents be forthwith sent to Fort *Loudoun* to the several *Indians* that have joined us at that Fort; and to assure his Honor that this House will, with all convenient Dispatch, fall on proper Methods for defraying all Expences attending the same; and that Mr *Landon Carter* do wait on his Honor with the said Address.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *To enlarge the Power of the Corporations of the City of Williamsburg and Borough of Norfolk, with Respect to their Markets*, and it is referred to Mr Attorney to prepare and bring in the same.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill *For raising the Sum of £.53,000, for the Defence of the Country, and for other Purposes therein mentioned*.

Ordered, That the written Message from the Governor, together with the several Letters and Papers, Yesterday laid before the House by his Honor's Command, as also his Honor's written Message of this Day with Lord *Loudoun's* Letter, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee upon the said Bill, and after some Time spent therein Mr Speaker resumed the Chair, and Mr *Charles Carter* reported That the Committee had had the said Bill under their further Consideration, and had come to a Resolution thereupon, which they had directed him to report to the House, and he read the same in his Place, and afterwards delivered it in at the Table, where it was again twice read, and agreed to by the House, as follows:

50 *Resolved*, That an humble Address be made to his Honor the Governor, that he will be pleased to give Orders that 200 of the Soldiers, with their proper Officers, now in the Pay of this Colony, do immediately march to some Place convenient for their Embarkation, that they may be ready to join the Forces from the Northward that are destined for *South-Carolina*; and to assure his Honor that this House will, with all possible Dispatch, make Provision for the Payment of the Arrears due to the Officers and Soldiers.

Ordered, That Mr *Charles Carter* do wait on his Honor with the said Address.

Mr *Carter* also informed the House, That the Committee not having Time to go thro' the said Bill, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

Upon a Motion made,

Ordered, That the Committee of Propositions and Grievances be discharged from preparing Bills *For amending and continuing the Act for the better Regulation and training the Militia*, and also the several Acts relating to Invasions and Insurrections, and it is referred to the Committee for Courts of Justice to prepare and bring in the said Bills.

An ingrossed Bill, intituled, *An Act to impower Lemuel Riddick to clear Summerton Creek, and for other Purposes therein mentioned*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Willis Riddick* do carry up the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act to enable the Vestry of the Parish of Stratton-Major, in the County of King and Queen, to sell their Glebe, and for other Purposes therein mentioned*, was read the third Time.

Resolved, That the Bill do pass.

Ordered, That Mr *Johnson* do carry up the said Bill to the Council for their Concurrence.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Thursday,

Thursday, May 5th, 1757.

✱✱✱✱ PETITION of *James Mackasfee*, praying to be allowed for 18 Days Use of his
✱ A ✱ Waggon, which was impreffed into his Majesty's Service, was presented to
✱✱✱✱ the Houfe and read.

Ordered, That the faid Petition be referred to the Committee of Claims; that they do examine into the Allegations thereof, and report the fame, with their Opinion thereupon, to the Houfe.

M^r *Landon Carter* reported, That he had, according to Order, waited on his Honor the Governor with the Addrefs of this Houfe, defiring his Honor would fend Prefents to the *Indians* to Fort *Loudoun*, to which his Honor answered that he would readily comply with the Requeft of this Houfe in that Particular.

M^r *Charles Carter* reported, That he had, according to Order, waited on his Honor 51 the Governor with the Addrefs of this Houfe, defiring his Honor to give his Orders for fending away 200 of the *Virginia* Regiment to *South-Carolina*, to which his Honor answered he was much obliged to the Houfe for their faid Addrefs, and that he would immediately give Orders for that Purpofe.

A Petition of *Peter Pelham*, fetting forth, That he hath hitherto performed on the Organ provided by this Houfe for the Church in this City; that there is no Salary fettled for the faid Service, and that he entirely depends on the voluntary Subfcriptions of the Inhabitants, which is far from being a fufficient Recompence for his faid Service, and praying the Confideration of this Houfe, was presented to the Houfe and read.

Ordered, That the faid Petition do lie on the Table.

M^r *Bland*, from the Committee to whom the Bill *For appointing feveral new Ferries, and for other Purpofes therein mentioned*, was committed, reported, That the Committee had made feveral Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the Houfe.

Ordered, That the Bill with the Amendments be ingroffed and read a third Time.

A Claim of Capt. *Thomas Caton*, for Provisions by him found for the Ufe of the Militia under his Command.

Alfo a Claim of *Harding*, for the fame Service, were feverally presented to the Houfe and received.

Ordered, That the faid Claims be referred to the Confideration of the Committee of Claims.

M^r *Charles Carter*, from the Committee of Propofitions and Grievances, reported, That the Committee had had under their Confideration the Petition of fundry Freeholders and Houfe-Keepers, Inhabitants of the Parifh of *Bath*, in the County of *Dinwiddie*, to them referred, fetting forth, That after the faid Parifh was divided from the Parifh of *Bristol*, a Veftry was chofen according to the Directions of the A^{ct} of Affembly for dividing the fame, who acted as fuch until May 22d, 1749, when the Minifter and Majority of the Veftry Men elected into the faid Veftry *Matthew Wills* and *Peter Woodlief*, in the Room of *William Hamlin* and *Matthew Mayes*; that on the 26th Day of *October*, in the fame Year, the faid *Hamlin* and *Mayes* were again elected into the faid Veftry, and on the 24th Day of *October*, 1753, *Peter Woodlief* and *Bolling Starke* were elected into the faid Veftry, in the Room of *Anthony Haynes* and *Andrew Haynes*, who were dead, and *Thomas Scott* and *Robert Walker* in the Room of the aforefaid *Hamlin* and *Mayes*, who were then alive, which the Petitioners conceive to be contrary to Law: That they the Petitioners have great Reafon to believe the faid Veftry have not acted juftly by them, the Glebe and public Buildings belonging to the faid Parifh not having coft above £ 400. for Payment whereof the faid Veftry have Levied 180,616 lbs. of Tobacco, which fold at about thirteen Shillings the Hundred, which induces the Petitioners to believe fome of the Veftry are largely indebted to the Parifh, and praying fuch Relief as the Circumftances of their Cafe may require; and that the Committee had come to a Refolution thereupon,

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which

which he read in his Place, and then delivered in at the Table, where the same was again twice read, and is as follows:

Resolved, That it is the Opinion of this Committee that the said Petition is reasonable.

And the Question being put that the House do agree thereto,

It passed in the Negative.

Resolved, That the said Petition be rejected.

Mr *Carter* also reported, That the said Committee had had under their Consideration divers Propositions, from several Counties, to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again read, and are as follow:

Resolved, That the Petition of fundry Inhabitants of the Parish of *St. Paul*, in the County of *Stafford*, praying that the Vestry of the said Parish may be dissolved, is reasonable.

Resolved, That it is the Opinion of this Committee that the Remonstrance of the Minister and Vestry, and others of the said Parish, in Opposition thereto, be rejected.

Resolved, That it is the Opinion of this Committee that the Petition of fundry Inhabitants of *Chesterfield* County, praying the Laws relating to Strays may be amended, be rejected.

Resolved, That it is the Opinion of this Committee that the Petition of the Inhabitants of *King-William* County, praying that two Acts of Assembly, one intituled *An Act for clearing Rivers and Creeks*, the other intituled *An Act for clearing Appomattox and Pamunkey Rivers*, may be amended, or so explained as to allow them and others to erect Hedges across *Pamunkey* River, above the upper Warehouses, on leaving a Passage of fourteen Feet wide, in the deepest Water, for Boats to pass thro', is reasonable.

Resolved, That it is the Opinion of this Committee that the Representation and Petition of *Archibald Campbell*, Clerk, praying that the Glebe lately purchased by the Vestry of the Parish of *Washington*, in the County of *Westmoreland*, may be sold, and another be bought answering the Description of Glebes, be rejected.

Resolved, That it is the Opinion of this Committee that the Petition of divers Inhabitants of the Parish of *Albemarle*, in the County of *Suffex*, praying that the said Parish may be divided into two distinct Parishes, is reasonable.

Resolved, That it is the Opinion of this Committee that the Petition of fundry Inhabitants of the said Parish, in Opposition thereto, be rejected.

The three first Resolutions being read a second Time, and the Question severally put that the House agree thereto,

Resolved in the Affirmative.

The Fourth Resolution being also read a second Time, and the Question put that the House agree thereto,

It passed in the Negative.

Resolved, That the said Petition of the Inhabitants of *King-William* County be rejected.

53 The Fifth Resolution being also read a second Time, and the Question put that the House agree thereto,

Resolved in the Affirmative.

The two last Resolutions being also read a second Time and the Question severally put that the House agree thereto,

It passed in the Negative.

Resolved, That the said Petition of the Inhabitants of the Parish of *Albemarle*, in the County of *Suffex*, be rejected.

Ordered, That a Bill or Bills be brought in pursuant to the first Resolution, and it is referred to the Committee of Propositions and Grievances to prepare and bring in the same.

A Petition of *Obadiah Woodson*, setting forth, That he was a Captain under Major *Andrew Lewis* in the intended Expedition against the *Shawnee*, for which, by Orders
of

of his Honor the Governor, he provided many Neceffaries and hired feveral Waggon for which he has not yet received any Satisfaction, and praying the Consideration of this Houfe, was prefented to the Houfe and read.

Ordered, That the faid Petition do lie on the Table.

A Petition of *William Hathaway*, fetting forth, That he went out as a Volunteer laft Summer, from the County of *Spotsylvania*, under *John Spotswood*, Efq; and was in an Engagement with fome *Indians*, in which his Right Arm and Shoulder-Blade were broke, whereby he was a long Time rendered unable to fupport himfelf, and praying the Consideration of this Houfe, was prefented to the Houfe and read.

Ordered, That the faid Petition be referred to M^r *Dangerfield*, M^r *Francis Smith*, and M^r *Slaughter*, that they do examine into the Allegations thereof, and report the fame, with their Opinion thereupon, to the Houfe.

A Petition of *Thomas Johnson*, Gentleman, fetting forth, That he is feized in Fee-Tail of 2956 Acres of Land, in *Caroline*, for the Sale of which he has contracted with *Thomas Turner*, Gentleman, and hath purchafed with the Money arifing by the Sale thereof other Lands in *Louifa*, more valuable and convenient to his Family, and praying that an act may pafs to dock the Intail of the faid Lands in *Caroline*, and to fettle the faid Lands in *Louifa*, in Lieu thereof, to the fame Ufes, he having publifhed his Intentions of petitioning this General Affembly for that Purpofe, was prefented to the Houfe and read.

Ordered, That a Bill or Bills be brought in purfuant to the Prayer of the faid Petition, and it is referred to M^r *Pendleton* to prepare and bring in the fame.

A Petition of fundry of the Militia of the County of *Prince-William*, fetting forth, That in *April* 1756, they were drafted and marched out to the Protection of our Frontiers, where they remained 79 Days, till being almoft naked and deftitute of every Neceffary, they applied to their Commanding Officer for Leave to fome of their Company to be fent down for Neceffaries for their Subfiftence, which was refused, and that being unable to hold out any longer they returned from the Expedition without Leave, with an Intention to return to Duty as foon as they could provide themfelves with Cloths, before which Time they were informed the whole Militia was difcharged: That they afterwards applied to their Commanding Officer, and alfo to the Governor, for their Wages for the Time they were out, but were refused, and praying the Consideration of this Houfe, was prefented to the Houfe and read. 54

Ordered, That the faid Petition be referred to the Committee of Claims, that they do examine into the Allegations thereof, and report the fame, with their Opinion thereupon, to the Houfe.

The Order of the Day being read, for the Houfe again to refolve itfelf into a Committee upon the Bill *For raifing the Sum of £.53,000 for the Defence of the Country, and for other Purpofes therein mentioned.*

Refolved, That this Houfe will again refolve itfelf into a Committee upon the faid Bill To-morrow.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.



Friday, May 6th, 1757.



PETITION of *Margaret Smith*, fetting forth, That her Hufband, Capt. *John Smith*, who commanded at *Vaulx's Fort* in *Augufta*, was either taken Prifoner or killed by the Enemy, which has reduced her and her numerous Family to very indigent Circumftances, and praying the Consideration of this Houfe, was prefented to the Houfe and read.

Ordered, That the faid Petition be referred to M^r *Randolph*, M^r *Wilson*, and M^r *Charles Carter*, that they do examine into the Allegations thereof, and report the fame, with their Opinion thereupon, to the Houfe.

Mr *Benjamin Harrison*, Jun. from the Committee of Trade, presented to the House, according to Order, a Bill, *For amending the Act for establishing Pilots and regulating their Fees*, and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Ordered, That the Committee of Claims be discharged from proceeding further on the Consideration of the several Claims of the Militia of sundry Counties who were drawn out into Service since the passing the Act made in the 29th Year of the Reign of his present Majesty, intituled, *An Act for amending the several Acts for making Provision against Invasions and Insurrections, and for amending and explaining an Act passed this present Session of Assembly, intituled, An Act for raising the Sum of £. 25,000 for the better Protection of the Inhabitants on the Frontiers of this Colony, and for other Purposes therein mentioned.*

Several Claims of sundry Persons for Arms and Ammunition by them provided, by Order of his Honor the Governor, for the Use of the Militia of the several Counties of *Prince-George, King-George, Amelia, and Brunswick*, who were drafted out of the said Counties for the Protection of the Frontiers of this Colony, in Pursuance of an Act passed in the 29th Year of the Reign of his present Majesty, intituled, *An Act for raising the Sum of £. 25,000 for the better Protection of the Inhabitants on the Frontiers of this Colony, and for other Purposes therein mentioned*, were severally presented to the House and received.

55 Ordered, That the said Claims be referred to Mr *Randolph*, Mr *Martin*, and Mr *Benjamin Harrison*, Jun. that they do examine into the several Articles thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Landon Carter*, from the Committee for Courts of Justice, presented to the House, according to Order, a Bill *For further continuing and amending the Act, intituled, An Act for the better Regulation and training the Militia*, and the same was read the first Time, and ordered to be read a second Time.

A Claim of *John Hall*, for taking up a Runaway therein mentioned.

Also two Claims of *Abraham Rice*, for the same Service, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the Committee of Claims.

A Petition of *John Mackfarlin*, setting forth, That his Waggon and Horses were impressed into his Majesty's Service; that they were not appraised according to Law, but that he lost one of his Horses in the said Service, and praying the Consideration of this House, was presented to the House and read, and the Question being put that the said Petition be referred to a Committee,

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Petition of sundry Persons, setting forth, That in *September* last they were called out to the Assistance of Capt. *Dickenson*, for the Defence of the Fort commanded by him in *Augusta* County; that when they came within six miles of the Fort they left their Horses with their Furniture in the Woods, and while they were at the Fort the *Indians* came to this Place where they had left their Horses and took them all away, and praying the Consideration of this House, was presented to the House and read, and the Question being put that the said Petition be referred to a Committee,

It passed in the Negative.

Resolved, That the said Petition be rejected.

An ingrossed Bill, intituled, *An Act for appointing several new Ferries, and for other Purposes therein mentioned*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Charles Carter* do carry up the said Bill to the Council for their Concurrence.

Mr Attorney presented to the House, according to Order, a Bill *To impower Armistead Churchill, Gentleman, to sell and dispose of certain intailed Lands*, and the same was read the first Time, and ordered to be read a second Time.

A Claim of *John Combe*, for a Cart and Horfes impreffed into his Majesty's Service. Also a Claim of *Thomas Tabb*, Gentleman, for the fame Service, were feverally prefented to the Houfe and received.

Ordered, That the faid Claims do lie on the Table.

A Bill *For preventing fraudulent Gifts of Slaves*, was read a fecond Time, and committed to Mr *Landon Carter*, Mr *Justice*, Mr *John Nicholas*, and Mr *Gabriel Jones*.

The Order of the Day being read for the Houfe again to refolve itfelf into a Committee upon the Bill *For raifing the Sum of £. 53,000 for the Defence of the Country, and for other Purpofes therein mentioned*. 36

Resolved, That this Houfe will again refolve itfelf into a Committee upon the faid Bill, on *Monday* next.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.



Saturday, May 7th, 1757.



MEMBER returned upon a new Writ, having taken the Oaths appointed to be taken by Act of Parliament, inftead of the Oaths of Allegiance and Supremacy, and taken and fubfcribed the Oath of Abjuration, and alfo fubfcribed the Teft, was admitted to his Place in the Houfe.

Mr *Landon Carter* reported, That the Committee to whom the Bill *For preventing fraudulent Gifts of Slaves* was committed, had made feveral Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the Houfe.

Ordered, That the Bill, with the Amendments, be engroffed, and read a third Time.

Upon a Motion made,

Ordered, That it be an Inftruction to the Committee of Claims, to make an Allowance in the Book of Claims to Mr *John Tabb*, for all the Charges for his Evidences brought on his Petition againft *William Wager*, touching the faid *Wager*, good or bad Votes, and alfo to the Legality of the Votes of thofe Perfons who voted for Mr *Tabb*, and were objected to by Mr *Wager*; alfo for his Expences for Copies of Papers and Records produced to the Committee of Privileges and Elections, and for Sheriffs Fees in fummoning Witneffes; and that they levy the fame on Mr *Wager*, in the Book of Claims.

Mr Attorney, from the Committee of Privileges and Elections, reported, that the Committee had had under their Confideration the Petition of Mr *Matthew Marrable*, to them referred, complaining of an undue Election and Return of Mr *Thomas Nafh*, to ferve as a Burgeff in this prefent General Affembly for the County of *Lunenburg*, and had agreed upon a Report, and come to a Refolution thereupon, which he read in his Place, and then delivered in at the Table, where the fame was again twice read, and agreed to by the Houfe, and is as follows.

It appears to this Committee, that after the Writ for Election of Burgeffes for the faid County was publifhed at the Churches thereof, feveral Perfons treated the Freeholders, to engage them to vote for Mr *Nafh*; but it doth not appear that Mr *Nafh* was privy or confenting thereto. That Mr *Nafh*, at a Race where many Freeholders were prefent, cautioned Mr *Embry* not to fpend any Thing, as the Writ was out, and did not fpend any Thing himfelf; and one *Delony* faying to Mr *Nafh*, he would call for fome Punch, Mr *Nafh* told him, if he did it, it fhould be at his own Expence. That Mr *Nafh*, Mr *Embry*, and Mr *Marrable*, ftood Candidates at the faid Election, and while the Poll was taken, one *Bacon*, who attended the Bar at the Ordinary, was applied to for Liquor by the Voters, in the Name of Mr *Marrable*, who answered, there was no Liquor for *Marrable* there; but on applying again in the Name of Mr *Nafh*, they had Liquor delivered to them; and Liquor was alfo delivered at the faid Ordinary, during the Poll, to Perfons who applied for it in the Name of Mr *Embry* and of Mr *Marrable*; and, before the 57

Poll

Poll began, a Tickler of Rum was by the Ordinary-Keeper, by Order of M^r *Marrable*, delivered to one Man, and a Bottle of Rum to some others, who were preparing a Barbacue. That the Liquor delivered at the Ordinary, during the Poll, was charged to the Candidate in whose Name it was demanded; and M^r *Marrable*'s and M^r *Embry*'s Accounts were the largest. That after the Election was over, the Ordinary-Keeper applied to the several Candidates to pay for the Liquors that had been delivered to the People in their respective Names; and M^r *Nash* asked him by whose Orders it was delivered, for if it was not by his Orders, he would not pay for it; and the Ordinary-Keeper owned he had no orders, but depended on his Honor: Upon which M^r *Nash* paid for what was charged to him, and M^r *Embry* did the same; but M^r *Marrable* refused to pay for any more than the Tickler and Bottle of Rum that had been delivered by his Orders. That on the Day before the Election, one *Goode* seeing one *Hunt* with a Bowl of Punch in his Hand, and declaring in the Interest of M^r *Marrable*, undertook to treat in the Interest of M^r *Nash*, but without his Knowledge; that *Goode* some Time afterwards saw M^r *Nash*, who told him he had not cared if he had treated more, and thereupon the said *Goode* treated again; but he hath never demanded the Money expended in such Treating of M^r *Nash*, he declaring, his Inducement to treat was because he saw, and the common Report was, that the said *Hunt*, and one *Satterwhite*, treated in the Interest of M^r *Marrable* after the Writ for Election of Burgeffes for the said County was out. That at an Entertainment made by one *Hampton Wade*, a Merchant, for his Customers, a Discourse arose about proper Persons to represent the County, and M^r *Nash* being mentioned, one *William Willingham* complained that M^r *Nash* had used him ill, in losing a Cause of his in *Amelia* Court; upon which the said *Wade* told him, if he could make it appear that M^r *Nash* had wronged him, he (*Wade*) would pay the Costs of that Suit, if he would vote for M^r *Nash*, and use his Interest for him: That upon this Promise, the said *Willingham*, who intended to vote for M^r *Marrable* and M^r *Embry*, voted for M^r *Nash*, and procured his Son to do so too. That *Wade* made this Promise without the Knowledge of M^r *Nash*, but in Expectation that if *Willingham* made it appear that M^r *Nash* had injured him, that M^r *Nash* would reimburse him.

Resolved, That the said M^r *Thomas Nash* is duly elected to serve as a Burgeffs in this present General Assembly, for the County of *Lunenburg*.

A Message from the Council by M^r *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for continuing the Act, intituled, An Act for laying an additional Duty on Rum, and other distilled Spirits, not being of the Produce of his Majesty's Sugar-Islands.*

58 Alfo to the Bill, intituled, *An Act to impower Lemuel Riddick to clear Summerton Creek, and for other Purposes therein mentioned.*

Alfo to the Bill, intituled, *An Act to impower William Rand to build a bridge over Pagan Creek, and for other Purposes therein mentioned.*

Alfo to the Bill, intituled, *An Act to enable the Vestry of the Parish of Stratton-Major, in the County of King and Queen, to sell their Glebe, and for other Purposes therein mentioned.*

Alfo to the Bill, intituled, *An Act for dividing the Parish of Cumberland, in the County of Lunenburg.*

Alfo to the Resolve of this House, For paying M^r *Thomas Stephens* a Sum not exceeding £. 100, for the Purposes therein mentioned.

Upon a Motion made,

Ordered, That the Treafurer of this House do pay unto M^r *Edward Goodrich*, one of the Members of this House, for the County of *Brunswick*, for Eleven Days, according to the Allowance to Burgeffes attending the General Assembly, he having travelled down, and waited a Week in *Williamsburg*, to attend the last Session of Assembly, not knowing of the said Assembly's being prorogued.

A Claim of *Joseph Newsum*, Ferry-Keeper at *Hog-Island*, for the Transportation of tributary *Indians* over that Ferry.

Alfo

Alfo a Claim of *Joseph Gray*, Gent. for providing for the faid *Indians* in their March, were feverally prefented to the Houfe and received.

Ordered, That the faid Claims do lie on the Table.

M^r Dangerfield reported, that the Committee to whom the Petition of *William Hathaway* was referred, had had the fame under their Confideration, and come to a Refolution thereupon, which he read in his Place, and then delivered in at the Table, where the fame was again twice read, and agreed to by the Houfe, as follows.

Resolved, That the Allegations of the faid Petition are true, and that the faid *William Hathaway*, in the faid Petition mentioned, ought to be allowed the Sum of Thirty Pounds by the Public.

A Claim of *James Oliver*, for taking up a Runaway therein mentioned.

Alfo a Claim of *John Lane*, for the fame Service.

Alfo two Claims of *Jacob Kent*, for Provisions by him found for the Ufe of a Party his Majefty's Forces, and for fundry Goods by him loft in the Engagement at *Vaulx's* Fort in *Augufta*.

Alfo a Claim of *Thomas Campbell*, for Coopers Work for the Ufe of Capt. *John Smith's* Company.

Alfo a Claim of *David Wilfon*, for fundry Goods by him loft at *Voulx's* Fort in *Augufta*.

Alfo a Claim of *Elnathan Davis* for fundry Goods by him loft at the faid Fort.

Alfo a Claim of *Sufanna Patton*, for Provisions for the Ufe of the faid Capt. *Smith's* Company.

Alfo a Claim of *Edward Mackdonald*, for the fame Service.

Alfo a Claim of *John Richmond*, for the fame Service.

Alfo a Claim of *John Mackcurry*, for the fame Service, were feverally prefented to the Houfe and received.

Ordered, That the faid Claims be referred to the Confideration of the Committee of Claims. 59

Upon a Motion made,

Ordered, That the Treafurer of this Colony do allow unto *M^r Andrew Sprowle* Interelt to the Redemption of certain Treafury Notes which were offered by him and could not be redeemed in Specie at the Treafury, at the Time appointed by Act of Affembly for redeeming the fame.

And then the Houfe adjourned till Monday Morning Eleven o'Clock.



Monday, May 9th, 1757.



Claim of *Samuel Pyrear*, for taking up a Runaway therein mentioned.

Alfo a Claim of *John Rino*, for taking up two Deferters from the *Virginia* Regiment.

Alfo a Claim of *James Boyle*, for Provisions by him found for the Ufe of the Militia under the Command of Capt. *Swearingen*.

Alfo a Claim of *Jofiah Hultz*, for the fame Service.

Alfo a Claim of *Lewis Stephens*, for conveying Provisions to Fort *Cumberland* from *Wincheſter*.

Alfo a Claim of *Jeremiah Smith*, for guarding *French* Prifoners.

Alfo a Claim of *Thomas Swearingen*, Gentleman, for Provisions for the Ufe of the Militia under his Command, were feverally prefented to the Houfe and received.

Ordered, That the faid Claims be referred to the Confideration of the Committee of Claims.

A Petition of *John Wiſe*, Jun. and fundry others, ſetting forth, That one *Arthur Barnes*, late of *Accomack* County, deceaſed, died conſiderably indebted to the Petitioners, leaving

leaving but a small personal Estate which was not sufficient to pay his Debts, and praying that an Act may pass to empower them to sell the Lands of the said *Barnes* for the Payment of his Debts, was presented to the House and read, and the Question being put that the said Petition be referred to a Committee,

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Petition of *Olive Branch* and *Stephen Pankey*, Inspectors at *Rocky-Ridge* Warehouse, setting forth, That since the last Settlement of their Salary the Quantity of Tobacco inspected at that Warehouse is very much increased, and praying an Addition to their Salary, was presented to the House and read.

Ordered, That the said Petition do lie on the Table.

A Claim of Capt. *John Ashby* for raising Recruits, purchasing Provisions and other Necessaries for the Use of the Soldiers at the Fort under his Command in *Hampshire*, and for pay for himself and his said Soldiers.

Also a Claim of Capt. *William Cox* for the same Service, and for Pay for himself and the Soldiers at the Fort under his Command in *Hampshire*.

60 Also a Claim of Capt. *William Preston*, for Pay for himself and a Party of Rangers under his Command in *Augusta*, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the Committee appointed by Act of Assembly made in the 29th Year of his present Majesty's Reign, intituled, *An Act for raising the Sum of £. 25,000 for the better Protection of the Inhabitants on the Frontiers of this Colony, and for other Purposes therein mentioned.*

A Petition of *Samuel Hamilton* and *John Edwards*, setting forth, That their Horses were impressed into his Majesty's Service by Capt. *Dickenson*, and while they were in the said Service the *Shawnee Indians* attacked the Fort about which the said Horses were employed, and carried three off, and praying to be allowed for their said Horses.

Also a Claim of *Lodowick Tally*, for one Hoghead of Crop Tobacco burnt at *Bolling's* Point Warehouse, were severally presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the Committee of Claims.

A Petition of sundry Inhabitants of *Westmoreland* County, praying that the Warehouses at *Mattox* and *Mackotigice* may be put under one Inspection, and a new Inspection established at *Stratford* Landing, on the Land of the Honorable *Philip Ludwell Lee*, Esq; was presented to the House and read, and the Question being put that the said Petition be referred to a Committee,

It passed in the Negative.

Resolved, That the said Petition be rejected.

Mr *Landon Carter*, from the Committee for Courts of Justice, presented to the House, according to Order, a Bill *For continuing and amending the several Acts for making Provision against Invasions and Insurrections*, and the same was read the first Time, and ordered to be read a second Time.

An ingrossed Bill, intituled, *An Act for preventing fraudulent Gifts of Slaves*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Landon Carter* do carry the said Bill to the Council for their Concurrence.

Ordered, That Mr *Gabriel Jones* be added to the Committees for Courts of Justice and Claims.

The Order of the Day being read,

The House again resolved itself into a Committee upon the Bill *For raising the Sum of £. 53,000 for the Defence of the Country, and for other Purposes therein mentioned*, and after some Time spent therein Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Bill under their further Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved,

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

A Petition of *Abraham Bledso*, setting forth, That in *August 1755*, the Petitioner, being one of Capt. *Preston's* Company of Rangers, killed and scalped two *Indians*, and upon applying for the Reward allowed by Law for such Scalps, was informed that the said Law was not in Force till a few Days after his killing the said *Indians*, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referred to *Mr Landon Carter*, *Mr Gabriel Jones*, and *Mr Syme*, That they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *William Tyler*, praying that a Ferry may be established from his Land, in *Westmoreland*, over *Potomack*, to *Cedar Point*, in *Maryland*, was presented to the House and read.

Ordered, That the said Petition be referred to the Consideration of the next Session of Assembly.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Tuesday May 10th, 1757.

✱✱✱ M ✱✱✱ *R. Benjamin Harrison, Jun.* reported, That the Committee of Trade to whom the Bill *For amending and further continuing the Act, intituled, An Act for further continuing certain Acts of Assembly therein mentioned*, was committed, had made some Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered the Bill with the Amendments in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill with the Amendments be ingrossed and read a third Time.

The Order of the Day being read for the House again to resolve itself into a Committee upon the Bill *For raising £. 53,000 for the Defence of the Country, and for other Purposes therein mentioned*.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

A Bill *For further continuing and amending the Act, intituled, An Act for the better regulating and training the Militia*, was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

The House accordingly resolved itself into a Committee upon the said Bill, and after some Time spent therein, *Mr Speaker* resumed the Chair, and *Mr Charles Carter* reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

Ordered, That *Mr Charles Anderson* have Leave to be absent from the Service of this House for ten Days.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Wednesday, May 11th, 1757.

✱✱✱ A ✱✱✱ *BILL To impower Armistead Churchill, Gentleman, to sell and dispose of certain intailed Lands*, was read a second Time, and committed to *Mr Attorney*, and the Members for *Middlesex* and *Richmond*.

The Order of the Day being read,

The

The House again resolved itself into a Committee upon the Bill *For further continuing and amending the Act, intituled, An Act for the better regulating and training the Militia*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, That the Committee had had the said Bill under their further Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve into a Committee upon the said Bill To-morrow.

Ordered, That Mr Waller be added to the Committees of Privileges and Elections and Propositions and Grievances.

The Order of the Day being read, for the House again to resolve itself into a Committee upon the Bill *For raising the sum of £. 53,000 for the Defence of the Country, and for other Purposes therein mentioned*.

Resolved, That this House will again resolve into a Committee upon the said Bill To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Thursday, May 12th, 1757.



R. Landon Carter reported, That the Persons to whom the Petition of *Abraham Bledfoe* was referred, had examined into the Allegations thereof and found them to be true, and had come to a Resolution thereupon, which he read in his Place and then delivered in at the Table, where the same was again twice read and agreed to by the House, as follows:

Resolved, That the said *Abraham Bledfoe* ought to be allowed the Sum of £. 20, as a Reward for his killing and scalping the two *Indians* in the Petition mentioned, notwithstanding the Action happened some small Time before the passing of the Act of Assembly giving Rewards for the like Services.

Ordered, That it be an Instruction to the Committee of Claims to make an Allowance to the said *Abraham Bledfoe* pursuant to the said Resolution.

Mr Bland, from the Committee of public Claims, reported, That the Committee had had under their Consideration several Petitions and other Matters to them referred, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again read, and are as follow:

Resolved, That it is the Opinion of this Committee, That *Archibald Ritchie*, Proprietor of the Warehouse at *Hobbs's Hole*, ought to be allowed the Sum of six Pounds sixteen Shillings and four Pence, by the Public, for building and repairing the Wharff in his Petition mentioned.

Resolved, That it is the Opinion of this Committee, That *James Mackafee* ought to be allowed the Sum of nine Pounds, by the Public, for the Service of his Waggon in his Petition mentioned.

Resolved, That it is the Opinion of this Committee, That the Petition of the Militia of the County of *Culpeper*, who marched out to the Frontiers of this Colony, under the Command of Capt. *William Brown*, by Order from the Right Honorable the Lord *Fairfax*, and after serving sixty Days returned home without the Consent of their Captain, is reasonable; and that the Petitioners ought to be paid for sixty Days the Time they continued in the Service of the Colony.

Resolved, That it is the Opinion of this Committee, That the Claim of *Thomas Caton*, of *Frederick* County, amounting to twelve Pounds twelve Shillings and four Pence three Farthings, for his Pay as Captain, and for Provisions found the Militia who marched under his Command into the County of *Hampshire* in the Year 1755, be rejected, it not appearing that the said Militia were ordered out by the Commanding Officer of the said County of *Frederick*.

Resolved,

Resolved, That it is the Opinion of this Committee, That the Petition of *David Parsons, John Morgan, John Munk, John Darnal, Josiah Fishback, Leonard Davis, Thomas Conway, Jun. William Twiner, John Twentymen, James Corder, and Joshua Welch*, who were drafted from the Militia of *Prince-William* County, and after serving seventy-nine Days on the Frontiers of this Colony returned Home without the Consent of their Commanding Officer to provide themselves with Cloaths and other Neccessaries which they were in great Want of, is reasonable, and that they ought to be paid for the said seventy-nine Days the Time they continued in the Service of this Colony.

Resolved, That it is the Opinion of this Committee, That the Petition of *Samuel Hamilton and John Edwards*, for an Allowance for two Horses impressed in his Majesty's Service, for the Use of the Rangers under the Command of Capt. *John Dickenson*, which were taken by the *Shawnee* at the Attack of Fort *Dickenson*, is reasonable; and that the said *Samuel Hamilton* ought to be paid by the Public ten Pounds ten Shillings, and the said *John Edwards* ten Pounds, being the appraised Value of the Horses mentioned in the said Petition.

Resolved, That it is the Opinion of this Committee, That *Thomas Tabb* ought be paid by the Public for 1012 lbs. and *Alexander Mackie* for 939 lbs. of Crop Tobacco, at the Rate of fourteen Shillings *per* Hundred; and *Theophilus Field* for 1039 lbs. of Crop Tobacco, at the Rate of fifteen Shillings *per* Hundred, which was inspected and burnt in *Bolling's-Point* Warehouse, and not mentioned in the Memorial of the Inspectors, with Interest according to the Act of Assembly in that Case made and provided.

Resolved, That it is the Opinion of this Committee, That *Lewis Burwell* ought to be paid by the Public for three Hogheads, and the Executors of *Armistead Burwell*, deceased, for two Hogheads of Tobacco at 1000 lbs. nett each, burnt in the said Warehouse but not inspected, at the Rate of twelve Shillings and six Pence *per* Hundred, with Interest according to the Act of Assembly in that Case made and provided.

The first and second Resolutions being read a second Time, and the Question severally put that the House agree thereto, 64

Resolved in the Affirmative.

The third Resolution being also read a second Time, and the Question put that the House agree thereto,

It passed in the Negative.

Resolved, That the said Petition of the Militia of the said County of *Culpeper*, mentioned in the said Resolution, be rejected.

Then the five last Resolutions being also read a second Time, and the Question severally put that the House agree thereto,

Resolved in the Affirmative.

Ordered, That it be an Instruction to the Committee of Claims to make the several Allowances in the Book of Claims pursuant to the first and fifth Resolutions.

Ordered, That it be an Instruction to the Committee to whom it is referred to bring in a Bill or Bills *for the Relief of the Proprietors of the Tobacco burnt in Crutchfield's and Pitt's Warehouses*, that they receive a Clause or Clauses pursuant to the two last Resolutions.

Upon a Motion made,

Ordered, That a Committee be appointed to examine, state and settle the Accounts of the several Commanding Officers of the Militia of the several Counties ordered out for the Protection of the Frontiers of this Colony, since the passing of the Act made in the 29th Year of the Reign of his present Majesty, intituled, *An Act for amending the several Acts for making Provision against Invasions and Insurrections, and for amending and explaining an Act passed this present Session of Assembly, intituled, An Act for raising the Sum of £. 25,000 for the better Protection of the Inhabitants on the Frontiers of this Colony, and for other Purposes therein mentioned*; and that the said Committee consist of Mr Landon Carter, Mr Randolph, Mr Bland, Mr Hedgman, Mr Presley Thornton, Mr Martin, and Mr Benjamin Harrison, Jun.

Mr *Randolph* reported, That the Committee appointed had, according to Order, had under their Consideration the several Accounts from the County Lieutenants of *Prince-George*, *King-George*, *Brunswick*, and *Amelia*, for providing the Militia drafted out of those Counties with Arms and Ammunition, to them referred, and had agreed upon a Report, and come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and are as follow.

It appears to us, that *Richard Bland*, Gent. Lieutenant of the County of *Prince-George*, furnished the Men draughted out of that County, at his own Expence, with 13 Muskets, with their Accoutrements, of the Value of £. 33, 5 s. 1d. and also with Powder and Lead, of the Value of £. 3, 6 s. 6d, amounting in the whole to £. 36, 11 s. 9d. which were detained by Order of Col. *Washington*, for the Use of the *Virginia* Regiment, and that the said *Richard Bland* hath not received any Satisfaction for the same.

Resolved, That it is the Opinion of this Committee, that the said *Richard Bland* ought to be allowed the said Sum of £. 36, 11 s. 9d. to be paid by the Public.

65 It appears to us, that *Samuel Cobbs*, Gent. Lieutenant of the County of *Amelia*, furnished the Men draughted out of that County, at his own Expence, with 22 Muskets, with Bayonets and Cartouche Boxes, and other Accoutrements, and 22 cutting Swords, amounting in the whole to £. 78, 12 s. 6d. which were detained by Col. *Washington*, for the Use of the *Virginia* Regiment, and that the said *Samuel Cobbs* hath not received any Satisfaction for the same.

Resolved, That it is the Opinion of this Committee, that the said *Samuel Cobbs* ought to be allowed the said Sum of £. 78, 12 s. 6d. to be paid by the Public.

It appears to us, that the Commanding Officer of the County of *King-George* furnished the Militia ordered out of that County with 31 Buckaneer and trading Guns, and 112 lbs. of Shot, amounting in the whole to £. 38, 7 s. 4d. but it does not appear to us that the said Arms and Ammunition were received or detained for the Use of the Regiment.

Resolved, That it is the Opinion of this Committee, that the said Arms and Ammunition ought not to be paid for by the Public.

It appears to us, that *Nicholas Edmunds* furnished the Men draughted out of the County of *Brunswick*, at his own Expence, with seven Muskets, amounting to £. 14, which were received by Captain *Joshua Lewis*, of the *Virginia* Regiment; but it does not appear to us that the said Arms were detained in the Service by Col. *Washington's* Orders.

Resolved, That it is the Opinion of this Committee, that the said *Nicholas Edmunds* ought to be allowed the Sum of £. 12, 5 s. to be paid by the Public.

The first, second, and last Resolutions, being read a second Time, and the Question severally put, that the House agree thereto,

Resolved in the Affirmative.

Ordered, That the Consideration of the third Resolution be referred to the next Session of Assembly.

Mr Attorney presented to the House, according to Order, a Bill *To enlarge the Power of the Corporations of the City of Williamsburg and Borough of Norfolk, with respect to their Markets*, and the same was read the first Time, and ordered to be read a second Time.

The Order of the Day being read,

The House again resolved itself into a Committee upon the Bill *For further continuing and amending the Act, intituled, An Act for the better regulating and training the Militia*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their further Consideration, and had gone through the same, and had made several Amendments thereto, which they had directed him to report to the House.

Ordered, That the said Report be received To-morrow.

The Order of the Day being read for the House again to resolve itself into a Committee

mittee upon the Bill *For raising the Sum of £. 53,000, for the Defence of the Country, and for other Purposes therein mentioned.*

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Friday May 13th, 1757.

66

 R. *Charles Carter*, according to Order, reported the Amendments made by the Committee of the whole House to the Bill *For further continuing and amending the Act, intituled, An Act for the better regulating and training the Militia*, and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House, with some Amendments.

Ordered, That the Bill, with the Amendments, as amended, be engrossed, and read a third Time.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, presented to the House, according to Order, a Bill *For dissolving the Vestry of the Parish of Dettingen, in the County of Prince-William.*

Also a Bill *For dividing the County of Albemarle, and Parish of St. Ann.*

Also a Bill *For dissolving the Vestry of the Parish of St. Paul, in the County of Stafford.*

Also a Bill *To impower the Justices of the County of Norfolk, to agree with Persons to keep certain Ferries, and to levy the Expence thereof upon the Inhabitants of the said County.*

And the said Bills were severally read the first Time, and ordered to be read a second Time.

Mr *Randolph* reported, that the Committee to whom the Petition of *Margaret Smith* was referred, had had the same under their Consideration, and agreed upon a Report, and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows.

It appears to this Committee, that the Allegations of the said Petition are true.

Resolved, That the said *Margaret Smith* ought to be allowed the Sum of £.20, to be paid by the Public.

Ordered, That it be an Instruction to the Committee of Claims, to make an Allowance to the said *Margaret Smith*, pursuant to the said Resolution.

Mr Attorney reported, that the Committee to whom the Bill *To impower Armistead Churchill, Gent. to sell and dispose of certain intailed Lands*, was committed, had examined into the Allegations thereof, and found them to be true, and had made several Amendments thereto, which they had directed him to report to the House, and he read the same in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed, and read a third Time.

Ordered, That Mr *Willis Riddick* have Leave to be absent from the Service of this House for seven Days.

Mr *Bland* from the Committee of Claims, reported, that the Committee had had under their Consideration the Petition of *John Wheatley*, to them referred, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read and agreed to by the House, as follows: 67

Resolved, That the said *John Wheatley* ought to be paid by the Public the Sum of £. 31, 16 s. for dieting the tributary *Indians*, in his Account mentioned, being at the Rate of of one Shilling a Day for each *Indian*; and the further Sum of nine Pounds two Shillings and

and one Penny three Farthings for Rum found for the said *Indians*: and that the Rest of his Account, amounting to seven Pounds eighteen Shillings and six Pence, be rejected.

Ordered, That it be an instruction to the Committee of Claims to make an Allowance to the said *John Wheatley* pursuant to the said Resolution.

The Order of the Day being read, for the House to resolve itself into a Committee to take into their further Consideration the Bill *For raising the Sum of £.53,000 for the Defence of the Country, and for other Purposes therein mentioned.*

Resolved, That this House will again resolve itself into a Committee upon the said Bill on *Monday* next.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Saturday, May 14th, 1757.

✱✱✱ BILL To empower the Justices of the County of Norfolk to agree with certain
✱ A ✱ Persons to keep certain Ferries, and to levy the Expence thereof upon the Inhab-
✱✱✱ itants of the said County.

Also a Bill for dissolving the Vestry of the Parish of Dettingen, in the County of Prince-William.

Also a Bill For dissolving the Vestry of the Parish of St. Paul, in the County of Stafford, were severally read a second Time.

Ordered, That the said Bills be ingrossed and read a third Time.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill To explain an Act made at a Grand Assembly held at James-City, in the thirteenth Year of the Reign of King Charles the Second, intituled *Vestries appointed*, and it is referred to Mr Bland, Mr Waller, and Mr John West, to prepare and bring in the same.

A Bill For continuing and amending the several Acts for making Provision against Invasions and Insurrections was read a second Time, and ordered to be committed to a Committee of the whole House Immediately.

The House accordingly resolved itself into a Committee upon the said Bill, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill on *Monday* next.

And then the House adjourned till Monday Morning Eleven o'Clock.



Monday, May 16th, 1757.

✱✱✱ R. Attorney, from the Committee of Privileges and Elections, reported, That
✱ M ✱ the Committee had had under their Consideration the Returns of the Writs
✱✱✱ for electing a Burgess to serve in this present General Assembly for the County of Westmoreland, and also for the County of Surry, and had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows:

Resolved, That the Returns of the said Writs are made in the Form prescribed by Law.

An ingrossed Bill, intituled, *An Act for the better regulating and disciplining the Militia*, was read a third Time and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered,

Ordered, That M^r Charles Carter do carry the said Bill to the Council for their Concurrence.

A Message from the Council by M^r Wallthoe,

That they have agreed to the Bill, intituled, *An Act for appointing several new Ferries, and for other Purposes therein mentioned.*

Also to the Bill, intituled, *An Act for preventing fraudulent Gifts of Slaves*, without any Amendment.

And that they have agreed to the Resolve of this House, For allowing William Hunter, Printer, £.300 per Annum for the Services therein mentioned.

An ingrossed Bill, intituled, *An Act to empower the Justices of the County of Norfolk to agree with Persons to keep certain Ferries, and to levy the Expences thereof upon the Inhabitants of the said County*, was read a third Time and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Charles Carter do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act for continuing certain Acts of Assembly therein mentioned*, was read a third Time and a Blank therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Benjamin Harrison, Jun. do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act for further continuing and amending an Act, intituled, An Act for regulating the Practice of Attornies*, was read a third Time and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Attorney do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act to empower Armistead Churchill, Gentleman, to sell and dispose of certain intailed Lands*, was read a third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Attorney do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act for dissolving the Vestry of the Parish of St. Paul, in the County of Stafford*, was read a third Time and the Blanks therein filled up. 69

Resolved, That the Bill do pass.

Ordered, That M^r Charles Carter do carry the said Bill to the Council for their Concurrence.

An ingrossed Bill, intituled, *An Act for dissolving the Vestry of the Parish of Dettin-gen, in the County of Prince-William*, was read a third Time and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Charles Carter do carry the said Bill to the Council for their Concurrence.

The Order of the Day being read for the House to resolve itself into a Committee to take into their further Consideration the Bill *For raising the Sum of £. 53,000 for the Defence of the Country, and for other Purposes therein mentioned.*

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

The Order of the Day being read,

The House again resolved itself into a Committee upon the Bill *For continuing and amending the several Acts for making Provision against Invasions and Insurrections*, and after some Time spent therein M^r Speaker resumed the Chair, and M^r Charles Carter reported, That the Committee had had the said Bill under their further Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved,

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *To prevent Mutiny and Desertion*, and it is referred to Mr *Bland* and Mr *Randolph* to prepare and bring in the same.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Tuesday, May 17th, 1757.

✱✱✱ M ✱✱✱ R. *Bland* presented to the House, according to Order, a Bill *To explain an Act, intituled Vestries appointed*, and the same was read the first Time and ordered to be read a second Time.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, presented to the House, according to Order, a Bill *To empower the Vestry of the Parish of St. George, in the County of Spotsylvania, to sell their Glebe*, and the same was read the first Time and ordered to be read a second Time.

Mr *Bland*, from the Committee of public Claims, reported, That the Committee had had under their Consideration the Accounts from several Counties against the Public, in which Articles of an extravagant and extraordinary Nature appear to be charged, and had agreed upon a Report, and come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read and agreed to by the House, as follow:

Your Committee having examined the Accounts from the several Counties against the Public, proceed to lay before the House in Pursuance of their Order, the Articles charged in the said Accounts which appear to them to be unjust and illegal, as follow:

<i>In the County of ACCOMACK.</i>		lbs. Tob.
To the Clerk for attending two Courts for the Examination of <i>John Kitson's</i> and <i>Jesse Jenkin's</i> Negroe Men, on Suspicion of Felony, when there was no Commif- sion of Oyer and Terminer for the Trial of the said Negroes, 180 each, ...	360	
To the Sheriff for attending the said Courts, 180 each, ...	360	
To the same for summing four Witneffes against Persons taken upon Suspicion of Felony, ...	36	
<i>In the County of AMELIA.</i>		£. f. d.
To the Sheriff for his Ferriages in removing <i>William Ward</i> , and <i>Francis Day</i> , Prisoners, to the Public Goal, ...	— 8 —	
To <i>William Craddock</i> for guarding <i>William Ward</i> to the public Goal in <i>Williamsburg</i> , and his Expences, ...	2 18 —	
To <i>Robert Vaughan</i> , Jun. for the same, ...	1 16 —	
To <i>Richard Booker</i> for guarding <i>Francis Day</i> to the public Goal, ...	1 10 —	
<i>In the County of SPOTSYLVANIA.</i>		
To the Clerk for Subpœnas for Witneffes against Negroe Criminals, ...	16	
To the same for attending the Court, for the trial of <i>George</i> , a Negroe Criminal, when there was no Court held, ...	172	
To the same for attending the Court on the Trial of <i>Solomon</i> , a Negroe Man Slave, for Hogstealing, ...	172	
To the same for attending the Court on the Trial of the said <i>Solomon</i> the second Time for Hogstealing, and Suspicion of other Crimes, ...	172	
To the same for attending the Court for the Trial of the said <i>Solomon</i> the third Time for Hogstealing, ...	172	
To <i>Larkin Chew</i> , late Sheriff, for summing 26 Witneffes against Negroe Crimi- nals, ...	222	
To the same for executing two Warrants on <i>Solomon</i> and <i>Edon</i> , two Negroe Slaves,	16	
	To	

	lbs. Tob.
To the fame for fummoning three called Courts on <i>Solomon</i> , a Negroe, for Hogftealing, 172 each, ...	516

In the County of BEDFORD.

To the Sheriff for fummoning Witneffes to the examining Court againft Criminals, ...	121
To the fame an Overcharge going to <i>Williamsburg</i> for two Commiffions of Oyer and Terminer, 262 each, ...	524
To the Clerk for attending two Courts called for the Trial of <i>Hampton Tambo</i> , under one Commiffion of Oyer and Terminer, ...	280
To the Sheriff for fummoning the faid Courts, ...	280

In the County of PRINCE-EDWARD.

To the Clerk for attending a Court for the Examination of a Negroe for Hogftealing, ...	140
To the Sheriff for attending the faid Court, ...	140

In the County of HALIFAX.

To the Clerk for attending nine called Courts on the Examination of <i>William Owen</i> , Jun. <i>John Owen</i> , <i>Job Hill</i> , <i>Tully Choice</i> , <i>Job Keaton</i> , <i>William Lynch</i> , <i>John Confee</i> , <i>Lewis Morgan</i> , and <i>Richard Adams</i> , 140 each, ...	1260
To the Sheriff for fummoning and attending the faid nine Courts, ...	1260
To the fame for going to <i>Williamsburg</i> for a Commiffion of Oyer and Terminer more than he was entituled to by Law, ...	352
To the fame for removing fix of the aforefaid Prifoners to the public Goal, more than he was entituled to by Law, ...	2640
To <i>William Wright</i> , Goaler, for victualling and accomodating the Guard over the faid laft mentioned Prifoners, ...	1000
To <i>Thomas Nafh</i> , Gent. Profecutor for the Crown, for attending the faid nine called Courts, 500 each, ...	4500
To <i>William Mackdonald</i> for victualling and accomodating the Guards impreffed by the Sheriff for removing the aforefaid fix Prifoners one Day, ...	291

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Your Committee being defirous to inform themfelves of the Reason of thefe extraordinary Charges from the County of *Halifax*, examined, in the moft folemn Manner, feveral Witneffes, Members of the Court, who were prefent in Court at the Examination of the faid nine Prifoners, and when thefe feveral Articles were charged upon the County at the laying the Levy in *November* laft: But the Information thofe Witneffes gave was fo confufed and uncertain that your Committee was not able to collect from what they faid any Thing more than that the faid *Thomas Nafh* had not any Account, nor was prefent when the faid Article of 4500 lbs. of Tobacco was levied; but that the fame was levied for him at the Motion of one of the Members of the Court, without his Privity or Knowledge, and is now in the Hands of the Sheriff: And that there might be two or three Courts called, and no more, for the Examination of the above faid nine Prifoners, whereby it appears that the faid Clerk and Sheriff have each of them been allowed 840 lbs. of Tobacco, for their Service in attending the faid Courts, more than they are entituled to by Law.

Your Committee have alfo examined the accounts from the County of *Lunenburg*, in the Years 1753 and 1754; from which it appears, that there was allowed to the Clerk for Fees at the laying of the County Levy 213 lbs. of Tobacco, and to the Sheriff in the fame Years 701 lbs. of Tobacco, which were difallowed in the laft Book of Claims.

As thefe are the moft remarkable Particulars relating to the illegal Charges in the refpective Accounts from the feveral Counties, your Committee have come to the following Refolutions thereupon:

Resolved, That the Sheriff of the County of *Halifax* retain in his Hands the faid 4500 lbs. of Tobacco, levied for Mr *Thomas Nafh*, and account with the Court of the faid County for the fame at the laying of their next County Levy.

Resolved,

Resolved, That the other several Articles ought to be levied upon the Persons to whom they have been allowed, for the Use of the Counties in which they have been levied, respectively.

Ordered, That it be an Instruction to the Committee of Claims to levy in the Book of Claims, on the several Persons mentioned in the said Report, the several Quantities of Tobacco and Sums of Money heretofore respectively illegally allowed them, as expressed in the said Report, pursuant to the last Resolution.

A Written Message from the Governor was delivered by Mr *Waltheof*.

Mr *Speaker*, and Gentlemen of the House of Burgeffes,

"I now send you a Copy of a Letter just received from the Right Honorable William Pitt, Esq; one of his Majesty's principal Secretaries of State; also a Copy of a Letter from the Right Honorable the Earl of Loudoun, Commander in Chief of his Majesty's Forces in North-America: By these you will see how expressly I am commanded by his Majesty, and desired by my Lord Loudoun, to press the Council and Assembly, in
 72 "the strongest Manner, to raise more Men than are barely necessary for the Defence of the Colony, that we may be in a Capacity to give immediate Assistance to any neighbouring Provinces that may be attacked."

"If I were Master of the Art of Persuasion I would use its utmost Force on this Occasion: But, Gentlemen, is there need to say more than that the Preservation of our Lives, our Liberty, and our Property, perhaps depend upon the Success of this Summer's Campaign. Therefore, animated by these interesting Considerations, and a Sense of Gratitude to our most gracious Sovereign, let me exhort you not to disappoint his reasonable Expectations from his faithful Subjects of Virginia. You know, that by the Laws now in force, I am not empowered to send any of the Militia out of the Colony; and if you think, as I do, of the Danger and Necessity of the present Conjunction, you will not fail to pass an Act to enable me to comply with the Royal Command, and this you may do by an Act of a very short Continuance."

"By a Copy of a Paragraph of a Letter just received from our Agent, Mr *Abercrombie*, which I now send, you will see what Reason we have to expect that the great Expenses this Colony hath been put to in the present War, will not remain disregarded by his Majesty and the Parliament of Great-Britain."

And the said Letters were read and ordered to lie on the Table.

The Order of the Day being read for the House again to resolve itself into a Committee upon the Bill *For continuing and amending the several Acts for making Provision against Invasions and Insurrections*.

Ordered, That the above written Message from the Governor, with the Letter from the Earl of Loudoun, therein mentioned, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee upon the said Bill, and the said written Message and Letter, and after some Time spent therein Mr *Speaker* resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Bill and Papers under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill and Letter To-morrow.

The House being informed that *Leonard Claiborne*, Jun. reported in the County of *Dinwiddie*, That altho' the Vestry of *Bath* Parish had come so well off he proved every Allegation of his Petition against the said Vestry to be true; and that Mr *John Jones*, a Member of this House, was indebted to the Parish £. 27, which he would make him sensible of by bringing a Suit against him as soon as the Assembly was over. That one of the Members for *Dinwiddie* County was obliged to leave his Lodgings, being unable to pay for them. And that he would take *Richard Bland*, a Member of this House, by the Nose after the rising of the Assembly, for his, the said *Bland's* Behaviour in this House.

Ordered,

Ordered, That the said Information be referred to the Committee of Privileges and Elections; that they do examine into the Matter thereof, and report the same, with their Opinion thereupon, to the House.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration several Propositions from the County of *Augusta*, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follow:

Resolved, That so much of the said Propositions as respects the building a Chain of Forts across the Frontiers of this Colony, be rejected.

Resolved, That so much of the said Propositions as respects the appointing a select Committee in the said County to inspect into the Conduct, and to order and direct the Military Officers and Soldiers, be rejected.

Resolved, That so much of the said Propositions as respects the erecting a Factory at the public Expence to supply our *Indian* Allies with such Commodities as they stand in Need of, is reasonable.

Ordered, That a Bill or Bills be brought in pursuant to the last Resolution, and it is referred to Mr *Randolph*, Mr *Cary*, and Mr *Walker*, to prepare and bring in the same.

A Message from the Council by Mr *Walthoe*,

That they have agreed to the Bill, intituled, *An Act for dividing the County of Fairfax*.

Also to the Bill, intituled, *An Act to impower the justices of the County of Norfolk to agree with Persons to keep certain Ferries, and to levy the Expence thereof upon the Inhabitants of the said County*.

Also to the Bill, intituled, *An Act for dividing the Parish of St. Paul, in the County of Stafford*.

Also to the Bill, intituled, *An Act for further continuing and amending an Act, intituled, An Act for regulating the Practice of Attornies*.

Also to the Bill, intituled, *An Act for further continuing certain Acts of Assembly therein mentioned*, without any Amendments.

The Order of the Day being read, for the House to resolve itself into a Committee to take into their further Consideration the Bill *For raising the Sum of £.53,000 for the Defence of the Country, and for other Purposes therein mentioned*.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

A Bill *To enlarge the Power of the Corporations of the City of Williamsburg and Borough of Norfolk, with Respect to their Markets*, was read a second Time, and committed to Mr *Attorney*, Mr *Robert Carter Nicholas*, Mr *Waller*, and Mr *Hutchings*.

A Bill *For dividing the County of Albemarle, and Parish of St. Anne*, was read a second Time, and committed to Mr *John Nicholas*, Mr *John Bolling*, Mr *Bell*, Mr *Cary*, and Mr *Cabbell*.

A Bill *For amending the Act for establishing Pilots and regulating their Fees*, was read a second Time, and the Question being put that the said Bill be ingrossed and read a third Time.

It passed in the Negative.

Resolved, That the said Bill be rejected.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Wednesday, May 18th, 1757.

74



R. *Pendleton*, presented to the House, according to Order, a Bill *For the Relief of the Sufferers by Tobacco burned in Crutchfield's and Pitt's Warehouses*, and the same was read the first Time, and ordered to be read a second Time.

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, that the Committee had had under their Consideration the Petition of *Obadiah Woodson*

Woodfon to them referred, and had agreed upon a Report, and come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House as follow.

It appearing to this Committee, that Major *Andrew Lewis*, in the said Petition mentioned, is now out on the Frontiers with the *Cherokee Indians*, and that he hath not had Notice that the said Petition was to be considered this Day.

Resolved, That the further Consideration of the said Petition ought to be referred to the Consideration of the next Session of Assembly.

Resolved, That the Depositions of such Witnesses as are now attending, to be examined touching the said Petition, ought to be taken and lodged with the Clerk of this House.

A Message from the Council by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act to empower Armistead Churchill, Gent. to sell and dispose of certain intailed Lands, with some Amendments*, to which they desire the Concurrence of this House.

The House immediately proceeded to the Consideration of the said Amendments, and the same being read, were agreed to.

Ordered, That Mr Attorney do go up with a Message to the Council, and acquaint them, that this House have agreed to the Amendments by them proposed to the said Bill.

Upon a Motion made,

Ordered, That *Leonard Claiborne, Jun.* be taken into Custody by the Serjeant at Arms, and brought to the Bar of this House, to answer for his Breach of the Privileges of this House, mentioned in the Information Yesterday given to this House against him.

Mr *Bland*, from the Committee of Public Claims, reported, that the Committee had examined and considered all the public Claims which had been laid before them this Session, and agreed upon a Report, which he had entered in a Book, and he delivered the Book in at the Table.

Ordered, That the said Report do lie on the Table.

The Order of the Day being read for the House again to resolve itself into a Committee upon the Bill *For raising the Sum of £.53,000 for the Defence of the Country, and for other Purposes therein mentioned*,

Ordered, That the Copies of the Letters from the Right Hon. *William Pitt*, Esq; one of his Majesty's principal Secretaries of State, and from the Right Hon. the Earl of *Loudoun*, Yesterday laid before the House by Order of his Honor the Governor, be referred to the Consideration of the said Committee.

75 And then the House resolved itself into a Committee upon the said Bill, and Letters, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill and Letters under their Consideration, but not having Time to go through the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill or Bills, *For increasing the Rewards for Indian Scalps*, and it is referred to Mr *Cary*, Mr *Thomas Tabb*, Mr *Gabriel Jones*, Mr *Pendleton*, and Mr *Walker*, to prepare and bring in the same.

The Order of the Day being read for the House again to resolve itself into a Committee upon the Bill *For further continuing and amending the several Acts for making Provision against Invasions and Insurrections*.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Thursday,

Thursday May 19th, 1757.

Ordered,  HAT M^r George Taylor have Leave to be absent from the Service of this House for three Weeks.

Upon a Motion made,

Ordered, That it be an Instruction to the Committee appointed to examine, state, and settle the Accounts of the several Officers of the Militia ordered out to the Protection of the Frontiers, that they do examine into the Accounts of *Obadiah Woodson*, and that they report to the House in what Manner the said *Obadiah* has disbursed the Monies by him received of his Honor the Governor, towards carrying on the Expedition formerly intended against the *Shawnee Indians*.

A Bill *For the Relief of the Sufferers by Tobacco burned in Crutchfield and Pitt's Warehouses* was read a second Time, and committed to M^r Pendleton, M^r Bland, M^r Adams, and the Members for *Accomack and Hanover*.

M^r Pendleton presented to the House, according to Order, a Bill *To vest certain intailed Lands therein mentioned in Thomas Turner, Gent. in Fee-Simple, and for settling other Lands of greater Value to the same Uses*, and the same was read the first Time, and ordered to be read a second Time.

A Bill *To empower the Vestry of the Parish of St. George, in the County of Spotfylvania, to sell their Glebe, and for other Purposes therein mentioned*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

A Bill *To explain an Act intituled, Vestries appointed*, was read a second Time.

Ordered, That the said Bill be ingrossed, and read a third Time.

The Order of the Day being read for the House again to resolve itself into a Committee upon the Bill *For raising the Sum of £. 53,000 for the Defence of the Country, and for other Purposes therein mentioned*.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow. 76

The Order of the Day being also read for the House again to resolve itself into a Committee upon the Bill *For continuing and amending the several Acts for making Provision against Invasions and Insurrections*.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

Ordered, That M^r Pendleton be added to the Committee to whom it is referred to bring in a Bill or Bills *For erecting a Factory at the public Expence to supply our Indian Allies with such Commodities as they stand in Need of*.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Friday, May 20th, 1757.

 N ingrossed Bill, intituled, *An Act to empower the Vestry of the Parish of St. George, in the County of Spotfylvania, to sell their Glebe, and for other Purposes therein mentioned*, was read a third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Charles Carter do carry up the said Bill to the Council for their Concurrence.

M^r Charles Carter, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration the Petition of the Inhabitants of the Parish of *Cople*, and parts adjacent, praying that the Warehouses for Inspection of Tobacco, on *Yeocomoco River*, may be fixed on the Land of *Daniel Tebbs*; and the Petition of fundry Inhabitants of the County of Northumberland, living on the Branches of the said River, in Opposition thereto, and had come to a Resolution thereupon, which

he

he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows:

Resolved, That the further Consideration of the said Petition ought to be referred to the next Session of Assembly.

An engrossed Bill, intituled, *An Act to explain an Act, intituled Vestries appointed*, was read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Bland do carry up the said Bill to the Council for their Concurrence.

Mr Cary presented to the House, according to Order, a Bill *For increasing the Reward for Indian Scalps*, and the same was read the first Time, and ordered to be read a second Time.

Mr Randolph reported, That the Committee to whom the Accounts of Obadiah Woodson were referred, had examined the same, and agreed upon a Report, and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follow:

77 Your Committee upon Examination of the said Accounts find, that the said Woodson has received £. 200, by Order of his Honor the Governor, for the Use of a Company of Volunteers in the late Expedition against the *Shawnefe*; but as several Articles are charged to the Public in the said Accounts for the Services of the said Woodson and his Officers, whose Conduct has been censured, and is to be enquired into by Order of the House, they cannot make a proper Settlement of the said Accounts till the House have come to a Determination upon that Enquiry: Whereupon they have come to the following Resolution.

Resolved, That the said Accounts ought to be referred to the Consideration of the next Session of Assembly.

The Order of the Day being read,

The House again resolved itself into a Committee upon the Bill *For continuing and amending the several Acts for making Provision against Invasions and Insurrections*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr Charles Carter reported, that the Committee had had the said Bill under their further Consideration, with the Papers to them referred, and gone through the same, and had made several Amendments thereto, which they had directed him to report to the House; and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed, and read a third Time.

Mr Pendleton reported, that the Committee to whom the Bill *For the Relief of the Sufferers by the Tobacco burned in Crutchfield's and Pitt's Warehouses*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed, and read a third Time.

Mr Attorney reported, that the Committee to whom the Bill *To enlarge the Power of the Corporations of the City of Williamsburg and Borough of Norfolk, with respect to their Markets*, was committed, had made several Amendments thereto, which he read in his Place, and then delivered the Bill with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be engrossed, and read a third Time.

The Order of the Day being read for the House again to resolve itself into a Committee upon the Bill *For raising the Sum of £. 53,000 for the Defence of the Country, and for other Purposes therein mentioned*.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

The

The Houfe proceeded to the Confideration of the Book of Claims, and Part thereof was read and agreed to.

Ordered, That the further Confideration of the faid Book be put off till To-morrow.

Ordered, That Mr *Keeling* have Leave to be abfent from the Service of this Houfe for ten Days. 78

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.



Saturday, May 21st, 1757.

The Order of the Day being read,

THE Houfe again refolved itfelf into a Committee upon the Bill *For raifing the Sum of £.53,000 for the Defence of the Country, and for other Purpofes therein mentioned*, and after fome Time fpent therein, Mr Speaker refumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the faid Bill, and the Papers to them referred, under their further Confideration, but not having Time to go through the fame, they had directed him to move for Leave to fit again.

Resolved, That this Houfe will again refolve itfelf into a Committee upon the faid Bill on *Monday* next.

Ordered, That the further Confideration of the Book of Claims be put off till *Monday* next.

And then the Houfe adjourned till *Monday* Morning Eleven o'Clock.



Monday May 23d, 1757.

BILL *For increafing the Reward for Indian Scalps*, was read a fecond Time, and ordered to be committed to a Committee of the whole Houfe.

Resolved, That this Houfe will refolve itfelf into a Committee upon the faid Bill To-morrow.

The Order of the Day being read,

The Houfe again refolved itfelf into a Committee upon the Bill *For raifing the Sum of £. 53,000 for the Defence of the Country, and for other Purpofes therein mentioned*, and after fome Time fpent therein, Mr Speaker refumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the faid Bill under their further Confideration, but not having Time to go through the fame, they had directed him to move for Leave to fit again.

Resolved, That this Houfe will again refolve itfelf into a Committee upon the faid Bill To-morrow.

Ordered, That the further Confideration of the Book of Claims be put off till To-morrow.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.



Tuesday, May 24th, 1757.

AN engroffed Bill, intituled, *An Act for the Relief of the Sufferers by Tobacco burned in Crutchfield's and Pitt's Warehouses, and for other Purpofes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pafs.

Ordered, That Mr *Pendleton* do carry up the faid Bill to the Council for their Concurrence.

Mr *John Nicholas* reported, that that the Committee to whom the Bill *For dividing the County of Albemarle and Parifh of St. Ann*, was committed, had made feveral
Amendments

Amendments thereto, which he read in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the House.

Ordered, That the Bill, with the Amendments, be ingrossed, and read a third Time.

The Order of the Day being read,

The House again resolved itself into a Committee upon the Bill *For raising the Sum of £. 53,000 for the Defence of the Country, and for other Purposes therein mentioned*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their further Consideration, and gone through the same, and had made several Amendments thereto, which they had directed him to report to the House.

Ordered, That the said Report be received To-morrow.

The other Order of the Day being read,

The House resolved itself into a Committee upon the Bill *For increasing the Reward for Indian Scalps*, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, and gone thro' the same, and made several Amendments thereto, which they had directed him to report to the House; and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House, with some Amendments.

Ordered, That the said Bill, with the Amendments, as amended, be engrossed, and read a third Time.

An engrossed Bill, intituled, *An Act to enlarge the Power of the Corporations of the City of Williamsburg, and Borough of Norfolk*, was read a third Time.

Resolved, That the Bill do pass.

Ordered, That Mr Attorney do carry the said Bill to the Council for their Concurrence.

Ordered, That the further Consideration of the Book of Claims be put off till To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



80

Wednesday, May 25th, 1757.



R. Charles Carter presented to the House the Amendments made by the Committee of the whole House to the Bill *For raising the Sum of £. 53,000 for the Defence of the Country, and for other Purposes therein mentioned*, and he read the same in his Place, and then delivered them in at the Table, where Part thereof were read, and agreed to by the House.

Ordered, That the further Consideration of the said Report be put off till To-morrow.

A Message from the Council by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act to explain an Act, intituled, Vestries appointed*, without any Amendment.

And that they have agreed to the Bill, intituled, *An Act for dissolving the Vestry of the Parish of Dettingen, in the County of Prince-William*, with some Amendments, to which they desire the Concurrence of this House.

Also that a Petition of the Inhabitants of *Frederick*, addressed to his Honor the Governor, and both Houses of Assembly, had been read in Council, which they referred to the Consideration of this House.

Ordered, That the Treasurer of this Colony do lay his Accounts before the House.

Ordered, That the further Consideration of the Book of Claims be put off till To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Thursday,

Thursday, May 26th, 1757.


 BILL To vest certain intailed Lands therein mentioned in Thomas Turner, Gent. in Fee-Simple, and for settling other Lands of greater Value to the same Uses, was read a second Time, and committed to Mr Pendleton, Mr Baylor, and the Members for Louisa.

Mr Attorney, from the Committee of Privileges and Elections, reported, that the Committee had had under their Consideration the Information against *Leonard Claiborne*, Jun. to them referred, and had agreed upon a Report, and come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House.

It appearing to your Committee, that the Messenger sent with the Speaker's Warrant to take the said *Leonard Claiborne* into Custody, pursuant to the Order of this House, did go to the said *Claiborne's* House, and there leave a Copy of the said Warrant, the said *Claiborne* having absconded, and declaring he would not be taken. They proceeded to examine several Witnesses touching the Matters contained in the said Information, from whose Testimony it appeared to your Committee, that after the Petition for dissolving the Vestry of the Parish of *Bath*, in the County of *Dinwiddie*, was rejected by this House, the said *Claiborne* reported in the said County, that every Thing he alleged in the Petition was just, and proved before the Committee of Propositions and Grievances. That if ever he lived to see Mr *Jones*, a Member of this House, at *Dinwiddie* Court, he would tell him he had charged him with being indebted to the Parish 4000 lbs. of Tobacco, and would try it in a friendly Suit; which if Mr *Jones* denied to do, would shew what he was: That Mr *Jones* was a Liar, and he would prove him one. That when the Matter of the Petition was carried before this House, no one could be treated with more Injustice than he was; and if he was a *Shawnee* Indian, he could not have been treated worse. That Col. *Richard Bland* (a Member of this House) had used him ill, and if ever he lived to see him at *Dinwiddie* Court, he would take him by the Nose; for no body had any Thing to say in this House on Behalf of the Vestry but him: That Mr *Bland* should say in this House, if the Vestry was dissolved, it would give People Reason to say the Members of that Vestry (one of which had the Honor to be a Member of this House) were not only Rogues, but damned Rogues; which the said *Claiborne* said was a very pretty Reason for not dissolving the Vestry, that Mr *Jones* might not be called a Rogue. That he did not value them, for he had as much Money as any of them; and that one of the Members of this House, from the County of *Dinwiddie*, took Lodgings in Town, and was obliged to leave them, because he could not pay for them.

Resolved, That the Allegations contained in the said Information are true.

Resolved, That the said *Leonard Claiborne*, Jun. is guilty of a Breach of the Rights and Privileges of this House, by reflecting upon the whole House in general, and on some of the Members in particular.

Ordered, That the said *Leonard Claiborne*, Jun. be taken into Custody by the Sergeant at Arms, and brought to the Bar of this House, to answer for his said Offence.

Ordered, That it be an Instruction to the Committee of Privileges and Elections to enquire into, and state an Account of the Charges accruing on the said Information against the said *Leonard Claiborne*.

An engrossed Bill, intituled, *An Act for reducing the several Acts for making Provision against Invasions and Insurrections into one Act*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Landon Carter* do carry up the said Bill to the Council for their Concurrence.

An engrossed Bill, intituled, *An Act for the more effectual preventing and repelling the hostile Incurfions of the Indians at Enmity with the Inhabitants of this Colony*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered,

Ordered, That Mr *Cary* do carry up the said Bill to the Council for their Concurrence. A Message from the Council by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for the Relief of the Sufferers by Tobacco burned in Crutchfield's and Pitt's Warehouses, and for other Purposes therein mentioned*.

82 Also to the Bill, intituled, *An Act for the more effectual preventing and repelling the hostile Invasions of the Indians at Enmity with the Inhabitants of this Colony*.

Also to the Bill, intituled, *An Act for reducing the several Acts for making Provision against Invasions and Insurrections into one Act*, without any Amendments.

The House proceeded to the further Consideration of the Amendments made by the Committee of the whole House to the Bill *For raising the Sum of £. 53,000 for the Defence of the Country, and for other Purposes therein mentioned*, and the rest of the said Amendments were again read, and agreed to by the House, with some Amendments.

Ordered, That the Bill, with the Amendments, as amended, be engrossed, and read a third Time.

Mr *Landon Carter*, from the Committee appointed to examine into the Accounts of the Officers of the Militia that were ordered out by his Honor the Governor for the Protection of the Frontiers, reported that the said Committee had examined into the Accounts of Capt. *William Preston*, of *Augusta*, and had agreed upon a Report which he read in his Place, and then delivered in at the Table, where the same was again twice read, and agreed to by the House, as follows.

It appears to this Committee, that the Accounts of the said *William Preston* are just, and that there is now due to him, and the Company under his Command, from the Public, the several Sums following.

	£.	s.	d.
For the Pay to himself, the Officers and Soldiers, to the 1st Day of this Instant <i>May</i> inclusive.	370	8	4
For Provision for the said Company.	168	—	4½
For the Pay of a Detachment of the said Company stationed at the Bull-Pasture.	31	13	
For Provision for Do.	8	18	10½
	£. 579	—	7

Ordered, That the further Consideration of the Book of Claims be put off till To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Friday, May 27th, 1757.

Ordered,  HAT Mr *Bell* have Leave to be absent from the Service of this House for the Remainder of this Session.

Mr *Pendleton* reported, that the Committee to whom the Bill *To vest certain entailed Lands therein mentioned in Thomas Turner, Gent. in Fee-Simple, and for settling other Lands of greater Value to the same Uses*, was committed, had examined into the Allegations thereof, and found them to be true, and had made several Amendments thereto, and he read the same in his Place, and then delivered the Bill, with the Amendments, in at the Table, where the Amendments were again twice read, and agreed to by the House.

83 *Ordered*, That the Bill with the Amendments, be engrossed, and read a third Time. Upon a Motion made,

Ordered, That an Address be made to his Honor the Governor, to desire that he will be pleased to order the Accounts of the Expences attending the building a Fort in the

Cherokee

Cherokee Country to be laid before the House, and that Mr *Thomas Tabb* do wait on him with the said Address.

Mr *Pendleton* presented to the House, according to order, a Bill *For establishing a Trade with the Indians in Alliance with his Majesty*, and the same was read the first Time, and ordered to be read a second Time.

The House proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act for dissolving the Vestry of the Parish of Dettingen, in the County of Prince-William*, and the same being read, were agreed to.

Ordered, That Mr *Charles Carter* do go up with a Message to the Council, and acquaint them, that this House have agreed to the Amendments by them proposed to the said Bill.

The House proceeded to the Consideration of the Petition from the Inhabitants of the County of *Frederick*, which was referred by the Council to the Consideration of this House on *Wednesday* last, and the same was read, setting forth, That several Incursions had been made by the *French* and their *Indian* Allies into the Frontiers of this Colony; that they have already destroyed many of his Majesty's Subjects, and taken a great Number of Prisoners out of their County, and that they are still daily committing the like Barbarities, for which Reason many of the Inhabitants have abandoned their Plantations, and removed for more Security into the lower Parts of the Country: The Petitioners therefore pray such immediate Assistance for their Protection, as shall be thought most effectual; and in the mean Time, that a Company of the Militia of their County may be ordered out, under a proper Regulation and Pay, as Rangers.

Ordered, That the said Petition do lie on the Table.

Upon a Motion made,

Resolved, That the Sum of £. 10 be paid by the Treasurer of this Colony out of the Public Money in his Hands to *Thomas Burrus*, as a Recompence for the Loss of his Arm in the Service of his Country.

An engrossed Bill, intituled, *An Act for dividing the County of Albemarle, and Parish of St. Anne*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *John Nicholas* do carry up the said Bill to the Council for their Concurrence.

Mr *Thomas Tabb* reported, that he had, according to Order, waited on his Honor the Governor with the Address of this House, concerning the building a Fort in the *Cherokee Country*, to which he was pleased to answer, that he had paid £. 800 to Major *Lewis* for that Service, for which he had his Receipt, and that he had issued Warrants on the Treasurer for Payment of the remaining Part of the Money voted by this House for building the said Fort, and had sent him all the Accounts relating thereto.

A Message from the Council by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act to impower the Vestry of the Parish of St. George, in the County of Spotylvania, to sell their Glebe, and for other Purposes therein mentioned*, without any Amendments.

And that they have agreed to the Bill, intituled, *An Act for the better regulating and disciplining the Militia*, with some Amendments, to which they desire the Concurrence of this House.

The House resumed the adjourned Consideration of the Book of Claims, and another Part thereof was read and agreed to.

Ordered, That the further Consideration of the said Book of Claims be put off till To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Saturday,

Saturday, May 28th, 1757.

 N engrossed Bill, intituled, *An Act for the better Defence of the Colony in this Time of Danger, and for other Purposes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Charles Carter do carry up the said Bill to the Council for their Concurrence.

A Message from the Council by M^r Walthoe.

That they have agreed to the Bill, intituled, *An Act to enlarge the Power of the Corporations of the City of Williamsburg, and Borough of Norfolk*, with some Amendments, to which they desire the Concurrence of this House.

The House proceeded to the Consideration of the Amendments proposed by the Council to the Bill *For the better regulating and disciplining the Militia*, and the same being read, the House agreed to one, and disagreed to the rest of the said Amendments.

Ordered, That M^r Landon Carter do go up with a Message to the Council, and inform them thereof, and desire they will pass the Bill with the Amendment agreed to.

A Bill *For establishing a Trade with the Indians in Alliance with his Majesty*, was read a second Time, and ordered to be committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill on Monday next.

An engrossed Bill, intituled, *An Act to vest certain intailed Lands therein mentioned in Thomas Turner, Gent. in Fee-Simple, and for settling other Lands of greater Value to the same Uses*, was read a third Time.

Resolved, That the Bill do pass.

Ordered, That M^r Pendleton do carry up the said Bill to the Council for their Concurrence.

Ordered, That the further Consideration of the Book of Claims be put off till Monday next.

And then the House adjourned till Monday Morning Eleven o'Clock.



85

Monday, May 30th, 1757.

 R. Bland presented to the House, according to Order, a Bill *For preventing Mutiny and Desertion*, and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Ordered, That the Treasurer of this Colony do pay to Joseph Fent, a Serjeant in the Virginia Regiment, out of the public Money in his Hands, the Sum of £.20, as a Recompence for the Hardships he endured while a Captive amongst the Indians, and as an Acknowledgement for his Bravery, and Services to his Country.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill *For establishing a Trade with the Indians in Alliance with his Majesty*.

Resolved, That this House will resolve itself into a Committee upon the said Bill Tomorrow.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *For dividing the Parish of St. Anne, in the County of Albemarle*, and it is referred to M^r Walker to prepare and bring in the same.

The House proceeded to the further Consideration of the Book of Claims, and the other Part thereof was read and agreed to.

Ordered,

Ordered, That the further Consideration of the said Book be put off till To-morrow.

A Message from the Council by M^r *Walthoe*,

That they have agreed to the Bill, intituled, *An Act to vest certain intailed Lands, therein mentioned, in Thomas Turner, Gent. in Fee-Simple, and for settling other Lands of greater Value to the same Uses*, without any Amendment.

And that they have receded from the Amendments by them proposed, and disagreed to by this House, to the Bill, intituled, *An Act for the better regulating and disciplining the Militia*, and have passed the said Bill with the Amendment agreed to.

The House proceeded to the Consideration of the Amendments proposed by the Council to the Bill, intituled, *An Act to enlarge the Power of the Corporations of the City of Williamsburg and Borough of Norfolk*, and the same being read were agreed to by the House, with an Amendment.

Ordered, That M^r *Dudley Digges* do go up with a Message to the Council and inform them that this House have agreed to the Amendments by them proposed to the said Bill, with an Amendment to which they desire their Concurrence.

M^r *Walker* presented to the House, according to Order, a Bill *For dividing the Parish of St. Anne, in the County of Albemarle*, and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *For paying the Burgeesses Wages in Money for this present Session of Assembly*, and it is referred to M^r *Landon Carter* to prepare and bring in the same.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Tuesday, May 31st, 1757.

86

THE House, according to Order, resumed the adjourned Consideration of the Book of Claims, and the remaining Part thereof was read, and the Allowances of the several Officers being added, it was agreed to by the House.

Ordered, That M^r *Bland* do carry the Book of Claims to the Council for their Concurrence, and that he wait on the Governor and desire his Assent thereto.

M^r Attorney, from the Committee of Privileges and Elections, reported, That the Committee had, according to Order, enquired into and stated an Account of the Charges accruing on the Information against *Leonard Claiborne, Jun.* and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read and agreed to by the House, as follows:

Resolved, That the several Persons in the said Account mentioned ought to be paid the Sums mentioned against their respective Names, that is to say,

	lbs. nett Tob.
<i>James Stark</i> , one Day's Attendance, and coming and returning 55 Miles, ...	225
<i>George Turnbull</i> , the same, ...	225
<i>John May</i> , the same, ...	225
<i>Ben. Smith</i> , one Day's Attendance, and coming and returning 120 Miles, ...	420
<i>Gardner Mays</i> , one Day's Attendance and coming and returning 95 Miles, ...	345
<i>Peter Thomas</i> , the same, ...	345
<i>Isham Eppes</i> , one Day's Attendance, and coming and returning 67 Miles, ...	261
To the above seven Witneffes, 2s. 6d. each, for their Ferriages, ...	175
To the Sheriff for fummoning them 10 lbs. of Tobacco each, ten <i>per Cent.</i> off, ...	63
To the Serjeant at Arms £. 5 6s. for his Expences in sending twice for the said <i>Claiborne</i> , ...	1060

 3344

Ordered,

Ordered, That the said several Quantities of Tobacco be levied in the Book of Claims, for the respective Persons to whom the same are due, as mentioned in the said Report, on the said *Leonard Claiborne*.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill *For establishing a Trade with the Indians in Alliance with his Majesty*.

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

A Bill *For dividing the Parish of St. Anne, in the County of Albemarle*, was read a second Time.

Ordered, That the said Bill be ingrossed and read a third Time.

Mr *Landon Carter* presented to the House, according to Order, a Bill *For paying the Burgeesses Wages in Money for this present Session of Assembly*.

Ordered, That the said Bill do lie on the Table.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Wednesday, June 1st, 1757.

Ordered,  HAT Mr *Gabriel Jones* have Leave to be absent from the Service of this House the Remainder of this Session.

The Treasurer, according to Order, laid his Accounts before the House.

Ordered, That the said Accounts do lie on the Table for the Perusal of the Members of this House.

Upon a Motion made,

Ordered, That a Message be sent to the Council to remind them that there is now a Petition before this House, recommended by them, from the Inhabitants of the County of *Frederick*, praying Assistance against the Incursions of the *French* and their *Indians*; And as the Bill sent up for their Concurrence, intituled, *An Act for the better Defence of the Colony in this Time of Danger, and for other Purposes therein mentioned*, is principally calculated for the Defence of the Frontiers, this House desires they would expedite the Passage of the said Bill, and that Mr *Charles Carter* do go up with the said Message.

An ingrossed Bill, intituled, *An Act for dividing the Parish of St. Anne, in the County of Albemarle*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Walker* do carry up the said Bill to the Council for their Concurrence.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill *For establishing a Trade with the Indians in Alliance with his Majesty*.

Resolved, That this House will resolve itself into a Committee upon the said bill To-morrow.

A Message from the Council by Mr *Walthoe*.

That the Bill, intituled, *An Act for the better Defence of the Colony in this Time of Danger, and for other Purposes therein mentioned*, was read a third Time in Council, and the Question being put that the said Bill do pass, the Council were divided, whereupon the said Bill was rejected.

Upon a Motion made,

Resolved, Nemine contradicente, That the Council's rejecting the said Bill, and thereby refusing to concur with this House in the most effectual Measures for carrying on the Plan of Operations for the Defence of the *British* Dominions on this Continent, which was laid before this House by his Honor the Governor, and strongly recommended by his Excellency the Earl of *Loudoun*, General and Commander in Chief of all his Majesty's Forces

Forces in *North-America*, is an Obstruction to the said Plan, and may prove fatal to the *British Colonies* in general, and to this Colony in particular, by depriving it of its necessary Defence, in this Time of open War, against the Invasion of the *French*.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Thursday, June 2d, 1757.

88

Ordered,  HAT Mr *John Jones* have Leave to be absent from the Service of this House the Remainder of this Session.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *To impower the Vestry of the Parish of Overwharton, in the County of Stafford, to levy for Mourning Richards a reasonable Satisfaction for rebuilding a Church at Acquia*, and it is referred to Mr *Charles Carter* to prepare and bring in the same.

The House proceeded to the Consideration of the Petition of *Peter Pelham*, which was ordered to lie on the Table on *Thursday* the fifth of *May* last, and the same being read,

Resolved, That the Sum of £. 25 be paid by the Treasurer of this Colony, out of the public Money in his Hands, to *Peter Pelham*, for his Trouble in performing on the Organ in the Church in the City of *Williamsburg* during this Session, and for keeping the same in Order.

Ordered, That the said Resolve be ingrossed, and that Mr *Charles Carter* do carry it to the Council for their Concurrence.

Ordered, That the Treasurer's Accounts be referred to Mr *Charles Carter*, Mr *Bland*, Mr *Page*, Mr *Dudley Digges*, Mr *Benjamin Harrison, Jun.* and Mr *Pendleton*, that they examine into the several Articles thereof, and report the Ballance, as it shall appear to them, to the House.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill *For granting an Aid to his Majesty, for the better Protection of this Colony, and for other Purposes therein mentioned*, and it is referred to Mr *Charles Carter*, Mr Attorney, Mr *Landon Carter*, Mr *Bland*, and Mr *Waller*, to prepare and bring in the same.

Mr *Charles Carter* presented to the House, according to Order, a Bill *To impower the Vestry of the Parish of Overwharton, in the County of Stafford, to levy for Mourning Richards a reasonable Satisfaction for rebuilding a Church at Acquia*, and the same was read the first Time, and ordered to be read a second Time.

Mr *Charles Carter* presented to the House, according to Order, a Bill *For granting an Aid to his Majesty, for the better Protection of this Colony, and for other Purposes therein mentioned*, and the same was read the first Time, and ordered to be read a second Time.

A Message from the Council by Mr *Walthoe*,

That they have agreed to the Amendment proposed by this House, to the Amendments by them proposed to the Bill, intituled, *An Act to enlarge the Power of the Corporations of the City of Williamsburg and Borough of Norfolk*.

Also to the Bill, intituled, *An Act for dividing the Parish of St. Anne, in the County of Albemarle*.

And to the Book of public Claims.

Ordered, That Mr *Bland* do carry the said Book of Claims to the Governor and desire his Assent thereto. 89

Mr *Charles Carter*, from the Committee of Propositions and Grievances, reported, That the Committee had had under their Consideration the Petition of sundry Freeholders, Inhabitants of the County of *Middlesex*, to them referred, setting forth, That a Sum,

not

not exceeding £. 1000, was expressly limited by Law, for constructing a Fort at *Winchester*, and they are informed £. 10,000 hath been expended.—That a well regulated Militia is the true and natural Defence of every free State, and praying that the Expence of building the Fort, and the Conduct of the Forces in the Pay of this Colony may be enquired into; And that if it is necessary to lay any more Taxes the same may be laid on the nett Produce of the Planter's Labor, and raised within the Year: And that they had come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where it was again twice read, and is as follows:

Resolved, That it is the Opinion of this Committee that the further Consideration of the said Petition ought to be referred to the next Session of Assembly; and the Question being put that the said Resolution be agreed to,

It passed in the Negative.

Resolved, That the said Petition be rejected.

A Bill *For granting an Aid to his Majesty, for the better Protection of this Colony, and for other Purposes therein mentioned*, was read a second Time.

Ordered, That the said Bill be engrossed and read a third Time.

A Message from the Council by Mr *Walthoe*.

That a Petition of *Carlyle* had been read in Council, and was referred by them to the Consideration of this House.

And the said Petition was read, setting forth, That two of his Horses were taken from him by a Party of *Catawba Indians* in Alliance with his Majesty, on their March from the County of *Augusta*, to *Winchester*, and praying to be allowed for his said Horses.

Ordered, That the said Petition be referred to Mr *Pendleton*, Mr *Walker*, and Mr *Wilson*, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Ordered, That a Committee be appointed to proportion the public Levy of the following Persons, to wit, Mr *Bland*, Mr *Waller*, Mr *Westwood*, Mr *Eyre*, Mr *Benjamin Cocke*, Mr *Francis Smith*, Mr *Walker*, and Mr *Whiting*.

The Order of the Day being read, for the House to resolve itself into a Committee upon the Bill *For establishing a Trade with the Indians in Alliance with his Majesty*.

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Friday, June 3d, 1757.

M R. *Landon Carter*, from the Committee appointed to examine into the Accounts of the Officers of the Militia of the several Counties that were ordered out by his Honor the Governor for the Protection of the Frontiers, reported, That the Committee had had under their further Consideration several of the said Accounts, and had agreed upon a Report, and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read and agreed to by the House, as follow:

It appears to this Committee That the Account of *Charles Carter*, Esq; Lieutenant of the County of *King-George*, for the Pay and for Provisions for a Detachment of the Militia of the said County, amounting to £. 161 3s. 5d. is just; and that the Sum of £. 1 3s. 5d. the Ballance of his said Account, is due to him from the Public.

It also appears to this Committee, That Capt. *Samuel Stalnaker's* Account for Pay for himself, the Officers and Soldiers of his Company of Militia in *Augusta* County, and for Horse Hire for the Use of the said Company, as regulated by the Committee, amounting to £. 208 of. 4d. is just: That the said *Stalnaker* hath received, by Order of the Governor, £. 100; and that there is now due from the Public, for the Ballance of the said Account,

Account, the Sum of £. 108 of. 4d. besides what shall appear to be due on settling his Provision Account.

It also appears to this Committee That the Account of Capt. *John Maxwell*, for Pay for himself, the Officers and Soldiers of his Company of Militia in *Augusta* County, as regulated by the Committee, is just; and that there is due upon the said Account, from the Public, the Sum of £. 192 3f.

It also appears to this Committee That Capt. *John Hardin* and his Company of Militia, in *Frederick* County, were in the Service of the Country eight Days each; and that there is due to them for the said Service the Sum of £. 20 8f.

It also appears to this Committee That the Account of Col. *Peter Jefferson*, of *Albemarle*, for Pay to Officers and Soldiers of the Militia of the said County, amounting to £. 622 18f. 8d. is just: That he hath received from the Treasurer the Sum of £. 634 18f. 2d. and that the Ballance of £. 11 19f. 6d. remains in his Hands to be accounted for.

It also appears to this Committee That the Account of *Richard Callaway*, Captain of a Company of Militia in *Bedford* County, for Pay to the said Company, as regulated by the Committee, including the Sum of £. 13 19f. 8d. to Capt. *William Mead*, in the whole amounting to £. 159 10f. is just: That the said *Callaway* hath received from the Treasury the Sum of £. 174 5f. and that the Ballance of £. 14 15f. remains in his Hands to be accounted for upon the settling of his further Account.

It also appears to this Committee That the Account of Col. *John Nash*, for the Pay of a Company of Militia of *Prince-Edward* County, amounting to £. 207 18. is just: That Capt. *John Nash*, Jun. hath received from the Treasurer £. 300, and hath paid out of the same, to the said Col. *Nash*, the said £. 207 18f. and that the Ballance of £. 92 2f. remains in the Hands of the said *John Nash*, Jun. to be accounted for upon the settling of his Provision Account, which the Committee could not adjust for Want of proper Vouchers. 91

It also appears to this Committee That the Accounts of Col. *Robert Lewis* and Col. *Charles Barrett*, for Pay to the Militia of *Louisa* County, amounting to £. 199 10f. 1d. is just: That the said *Barrett* hath received from the Treasurer the Sum of £. 260 19f. and that the Ballance of £. 61 8f. 11d. remains in his Hands to be accounted for.

It also appears to this Committee That Col. *John Buchanan*, of *Augusta*, hath paid to several Officers of the Militia of the said County, for the Pay of the said Militia and for Provisions for their Use, the Sum of £. 2442 10f. That he hath received from the Treasurer £. 2500 and that the Ballance of £. 57 10f. remains in his Hands to be accounted for.

It also appears to this Committee That there is due to the following Persons the several Sums following, to wit:

	£.	f.	d.
<i>William Darlin</i> , of <i>Frederick</i> , for Beef for <i>Fairfax</i> Militia,	1	13	2
<i>William Hughes</i> , of <i>Prince-William</i> County, for a Horse impreffed,	—	3	—
<i>George Wetherall</i> , Affignee of <i>Henry Threlheld</i> for Do,		4	6

Your Committee have also had under their Consideration the several Accounts of Lieutenant *George Bigham*, Capt. *Ephraim Love*, Capt. *James Allen*, Capt. *Abraham Smith*, Capt. *James Dunlop*, Lieut. *Sampson Archer*, Capt. *John Moore*, Capt. *Joseph Culton*, Capt. *Joseph Lapsley*, Capt. *Joseph Kennedy*, Lieut. *James Magavock*, *Thomas Moore*, Capt. *John Dickenson*, *William Wilson*, Capt. *James Mitchell*, Capt. *Robert Breckenridge*, and Capt. *Samuel Stalnaker* of *Augusta*, Capt. *Richard Callaway* of *Bedford*, Capt. *John Nash*, Jun. of *Prince-Edward*, and Col. *Henry Lee* of *Prince-William*, for Pay to the Militia of those Counties, and for Provisions; also the Account of Mr *Clement Reade* of *Lunenburg*, for Pay to the Militia, for Provisions, and for fundry extraordinary Matters; but the said Accounts appearing to the Committee very irregular, and without proper Vouchers, they could not settle or adjust the same.

Resolved, That the said Accounts ought to be referred to such Persons as the House shall think proper to appoint to settle and adjust the same; and that it be an Instruction to the said Persons not to allow Captains and Lieutenants more than half Pay, where
their

their Companies confist of lefs than forty Men; and that Clerks and Artificers, employed by Captains or Lieutenants, be allowed only as Soldiers, except fuch Artificers as were absolutely neceffary.

Ordered, That a Bill or Bills be brought in purfuant to the faid Refolution, and it is referred to Mr *Landon Carter* and Mr *Pendleton* to prepare and bring in the fame.

An engroffed Bill, intituled, *An Act for granting an Aid to his Majefty, for the better Protection of this Colony, and for other Purpofes therein mentioned*, was read a third Time.

Refolved, That the Bill do pafs.

Ordered, That Mr *Charles Carter* do carry up the faid Bill to the Council for their Concurrence.

⁹² *Ordered*, That Mr *Randolph* have Leave to be abfent from the Service of this Houfe till this Day Se'nnight.

The Order of the Day being read,

The Houfe refolved itfelf into a Committee upon the Bill *For eftablifhing a Trade with the Indians in Alliance with his Majefty*, and after fome Time fpent therein, Mr Speaker refumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the faid Bill under their Confideration, and made feveral Amendments thereto, which they had directed him to report to the Houfe, and he read the fame in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the Houfe.

Ordered, That the faid Bill with the Amendments be engroffed, and read a third Time.

A Meffage from the Council by Mr *Walthoe*.

That they agreed to the Bill, intituled, *An Act for granting an Aid to his Majefty, for the better Protection of this Colony, and for other Purpofes therein mentioned*.

Ordered, That Mr *Cary* be added to the Committee appointed to examine the Treafurer's Accounts.

A Bill *For preventing Mutiny and Defertion* was read a fecond Time, and ordered to be committed to a Committee of the whole Houfe.

Refolved, That this Houfe will refolve itfelf into a Committee upon the faid Bill To-morrow.

A Bill *For paying the Burgeffes Wages in Money for this prefent Seffion of Affembly*, which was ordered to lie on the table on *Tuesday* laft, was read the firft Time, and ordered to be read a fecond Time.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.



Saturday, June 4th, 1757.

Ordered,  HAT Mr *Martin*, Mr *Landon Carter*, Mr *Walker*, and Mr *Field*, have Leave to be abfent from the Service of this Houfe the Remainder of this Seffion.

Upon a Motion made,

Ordered, That it be an Inffruktion to the Committee appointed by Act of Affembly, paffed in the Twenty-ninth Year of the Reign of his prefent Majefty, *For raifing the Sum of £. 25,000 for the better Protection of the Inhabitants on the Frontiers of this Colony, and for other Purpofes therein mentioned*, to allow to the Commiffaries of the *Virginia Regiment* the feveral Sums by them laid out in purchafing Provisions for the faid Regiment in the Year 1755, for which they have not yet received any Satisfaction.

Mr *Charles Carter*, from the Committee of Propofitions and Grievances, reported, that the Committee had had under their Confideration the Petition of fundry Inhabitants of the County of *Richmond*, to them referred, fetting forth, That conceiving by an Act of ⁹³ Parliament, made in the fourth Year of his late Majefty's Reign, they had a Power of purchafing

purchasing from the Contractors for the Transportation of Persons by that Act deemed Offenders, such Persons as should be by the said Contractors or their Assigns brought into this Colony, the said Act giving an absolute Property to such Contractors in the Service of such Offenders for the limited Time of their Transportation, did severally vest themselves with Servants transported pursuant to the said Act, and held them as their lawful Property, till one *John Bayne*, by Virtue of a Power given, or pretended to be given to him, by Col. *Philip Ludwell Lee*, enticed their Servants from them, and detained them ever since, under Pretence of their being Persons enlisted in his Majesty's Royal *American Regiment*. And altho. the Petitioners, to shew their Willingness that the said Regiment might be compleated, offered to accept a Satisfaction adequate to the real Value of their Servants, yet the said *Bayne* refused to make them any other Satisfaction than he himself should think fit, and marched their Servants out of the County: That they conceive such Proceedings of *Bayne*, and all Persons concerned in countenancing the same, is such a violent Infringment of the Rights and Properties of the People of this Colony, confirmed to them by the afore said Act of Parliament, and also by another Act made in the sixth Year of his said late Majesty's Reign, that it ought to be enquired into by their Representatives; and praying such Relief as this House shall think fit, and had agreed upon a Report, and come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where the same were again twice read, and agreed to by the House, as follow:

It appears to this Committee that a large Number of People, who had been collected in the *Northern-Neck* by Col. *Philip Ludwell Lee*, *John Bayne*, and *Dennis Maccarty*, as Recruits for the Royal *American Regiment*, were marched from *Westmoreland Court-House* by one *Richard Parker*: That they took from the said *Parker* a convict Servant Man belonging to him, of which he having Notice went after them, and soon came up with Col. *Lee*, of whom he demanded his Servant, who told the said *Parker* he did not know his Servant was there; that *Parker* then demanded his Servant of one *Campbell* who was conducting the Recruits to *Williamsburg*, who said he had not enlisted him, but was obliged to protect him as he was under his Care, and that Col. *Lee* would pay for him: That *Parker* then applied to the said *Bayne* and *Maccarty*, who both denied that they had enlisted his Servant; and during these Applications the said *Parker* saw and spoke to his Servant, who was immediately surrounded by the Recruits and hurried away. That *Parker*, in Consequence of what *Campbell* told him, went back to Col. *Lee*, who was returned to the Court-House, and demanded his Servant or a Satisfaction for him; and Col. *Lee* told him if he could prove his Servant was among the Recruits he would see him paid. That some Time after Col. *Lee* wrote to *Parker* to meet him, which he did, and Col. *Lee* then told him that *Maccarty* had enlisted his Servant and desired him to sue him, at which Time *Maccarty* was gone or going out of the Colony. That *Bayne* applied to the said *Parker* to know if he might enlist a convict Servant belonging to one *Yeatman*, who told him he had no right to do so, but he said he would enlist him, and *Parker* afterwards saw the said Servant among the Recruits. That Col. *Lee* declared himself to be the proper Person to be applied to for a Satisfaction for such Servants as were enlisted by *Bayne*. That a convict Servant belonging to one *Franklin* was enlisted, upon which he applied to Col. *Lee*, who told him he should be paid for his Servant if he could prove he was gone among the Recruits, which *Franklin* offered by Witneses to do: That Col. *Lee* proposed paying him £. 6 8s. 6d. which *Franklin* thought too little, and at first refused, but some Time after was willing to take that Sum, and then Col. *Lee* told him to get it as he could. That Col. *Lee* since the said Petition hath been preferred to this House, hath paid for several Servants enlisted by *Bayne*, some of them belonging to Persons who signed the Petition; but the said *Parker*, *Franklin*, *Yeatman*, and one *Barnes*, whose Servants were enlisted and carried away among the Recruits, have never received any Satisfaction.

Resolved, That the Allegations of the said Petition are true.

Ordered,

1. So in the original. It should be, evidently, by the House of one *Richard Parker*, or, by *Richard Parker's*.

Ordered, That an humble Address be made to the Governor, to desire that his Honor will be pleased to direct to be paid to *Richard Parker, Richard Barnes, Edward Franklin, Thomas Yeatman, and Joseph Morton*, out of the Money granted by this Colony for raising Recruits for the Royal American Regiment, so much as shall appear to be due to each of them respectively for their Servants enlisted into the said Regiment; and that *Mr Charles Carter* do wait on his Honor with the said Address.

An ingrossed Bill, intituled, *An Act for establishing a Trade with the Indians in Alliance with his Majesty*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That *Mr Pendleton* do carry up the said Bill to the Council for their Concurrence.

Ordered, That a Committee be appointed to examine the inrolled Bills of the following Persons, viz. *Mr Attorney, Mr Bland, Mr Robert Carter Nicholas, Mr Cabbell, and Mr Alexander Bolling*.

A Bill *For paying the Burgeffes Wages in Money for this present Session of Assembly*, was read a second Time.

Ordered, That the said Bill be ingrossed and read a third Time.

A Bill *To empower the Vestry of the Parish of Overwharton, in the County of Stafford, to levy for Mourning Richards a reasonable Satisfaction for rebuilding a Church at Acquia*, was read a second Time.

Ordered, That the said Bill be ingrossed and read a third Time.

The Order of the Day being read,

The House resolved itself into a Committee upon the Bill *For preventing Mutiny and Desertion*, and after some Time spent therein, *Mr Speaker* resumed the Chair, and *Mr Charles Carter* reported, That the Committee had had the said Bill under their Consideration, but not having Time to go thro' the same, they had directed him to move for Leave to sit again.

Resolved, That this House will again resolve itself into a Committee upon the said Bill To-morrow.

Mr John Bolling reported, That the Committee to whom the Petition and Accounts of *Thomas Donald* and *Robert Hastie* were referred, had had the same under their Consideration, and come to two Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, as follow:

⁹⁶ *Resolved*, That the said *Thomas Donald* and *Robert Hastie* ought to be allowed for several Articles in their said Account, amounting to £. 16 6s. 4d. to be paid by the Public.

Resolved, That the Residue of the said Account, amounting to £. 11 of. 6d. be rejected.

And then the House adjourned till Monday Morning Eleven o'Clock.



Monday, June 6th, 1757.

 *R. Bland* reported, That the Committee appointed had, according to Order, settled the Proportion of the Country Levy, and stated the same in a Book, which he delivered in at the Table, where it was read and agreed to by the House.

Ordered, That *Mr Bland* do carry the said Book to the Council for their Concurrence.

Mr Charles Carter reported, That the Committee appointed to examine the Treasurer's Accounts had, according to Order, had the same under their Consideration, and had examined all the several Articles and Vouchers thereof, and had agreed upon a Report, which he read in his Place, and then delivered in at the Table, where it was again twice read, and agreed to by the House, as follows:

It

It appears that the said Accounts are truly stated; and that there remains in the Hands of the Treafurer, of the £.30,000 raifed for paying the Militia (after deducting £. 6,014 13f. 3d. paid in Part of £.13,000 applied for raifing Men for the Royal *American* Regiment, and for the *Indians*) a Ballance of £.10,129 5f. 1d. That there is due to the Treafurer upon the Funds of £.40,000, and £.25,000 raifed for the Protection of this Colony, a Ballance of £.107 16f. 8d. And that there is due to the Treafurer, on Account of the Revenue arising from the Duties on Liquors, Slaves, Wheel-Carriages, Ordinary Licences, and Writs, a Ballance of £.393 10f.

That the Committee had alfo examined the Treafury Notes emitted, redeemable the 30th of *June*, 1756, and redeemed by the Treafurer, amounting to £.15,932 (the Intereft of which amounted to £. 605 14f. 9d.) and burned the said Notes, upon which it appears that there are of the said Notes emitted, and for which no Redemption hath been demanded at the Treafury, the Sum of £.106 13.

The Committee further inform the Houfe, That it appears upon the said Accounts, that there are large Arrears due from many of the Sheriffs and Collectors of the Duties and Taxes impofed for raifing the feveral Funds before mentioned.

Refolved, That the said Accounts do pafs.

Ordered, That Mr *Charles Carter* do carry the Treafurer's Accounts to the Council for their Concurrence.

Ordered, That an Addrefs be made to his Honor the Governor to defire he will be pleafed to order his Majesty's Attorney-General to enter Profecutions immediately againft the feveral County Court Clerks, Sheriffs, and other public Collectors of this Colony, who have failed to account with the Treafurer for the Duties on Writs, Ordinary Licences, and Wheel-Carriages, by them refpectively collected. 96

An ingroffed Bill, intituled, *An Act to impower the Vestry of the Parifh of Overwhar-ton, in the County of Stafford, to levy for Mourning Richards a reafonable Satisfaction for rebuilding a Church at Acquia*, was read the third Time.

Refolved, That the Bill do pafs.

Ordered, That Mr *Charles Carter* do carry the said Bill to the Council for their Concurrence.

Mr *Charles Carter* reported, That he had, according to Order, waited on his Honor the Governor with the Addrefs of this Houfe, in Relation to the Owners of Servants inlifted into the Royal *American* Regiment, and that his Honor was pleafed to anfwer, That he would order Satisfaction to be made to *Richard Parker*, *Richard Barnes*, *Edward Franklin*, and *Thomas Yeatman*, named in the said Addrefs, but that Mr *Morton's* Demand was unreafonable, he not having his Servants valued before their Embarkation, and if he had made timely Application they would have been returned to him.

An ingroffed Bill, intituled, *An Act for paying the Burgeffes Wages in Money for this prefent Seffion of Affembly*, was read the third Time, and the Blanks therein filled up.

Refolved, That the Bill do pafs.

Ordered, That Mr *Charles Carter* do carry the said Bill to the Council for their Concurrence.

Upon a Motion made,

Ordered, That an humble Addrefs be made to his Honor the Governor to defire that his Honor will be pleafed to direct to be paid to *Gabriel Muffet* the Sum of £.7 7f. 8d. out of the Money granted by this Colony for raifing Recruits for the Royal *American* Regiment, for his Servant inlifted into the said Regiment, and that Mr *Peyton* do wait on his Honor with the said Addrefs.

The Order of the Day being read,

The Houfe again refolved itfelf into a Committee upon the Bill *For preventing Mu-tiny and Defertion*, and after fome Time fpent therein, Mr Speaker refumed the Chair, and Mr *Charles Carter* reported, that the Committee had gone thro' the said Bill, and had made feveral Amendments thereto, which he read in his Place, and then delivered in at the

the Table, where they were again twice read, and agreed to by the Houfe, with an Amendment.

Ordered, That the faid Bill, with the Amendments, as amended, be ingroffed and read a third Time.

A Meffage from the Council by Mr *Waltheof*.

That they have agreed to the Bill, intituled, *An Act for paying the Burgeffes Wages in money for this prefent Seffion of Affembly*.

Alfo to the Bill, intituled, *An Act to impower the Veftry of the Parifh of Overwharton, in the County of Stafford, to levy for Mourning Richards a reasonable Satisfaction for rebuilding a Church at Acquia*.

Alfo to the Book of Proportions.

97 Alfo to the Refolve of this Houfe for paying *Peter Pelham* the Sum of £.25 for the Services therein mentioned.

Mr *Pendleton* prefented to the Houfe, according to Order, a Bill *For appointing Cammiffioners to examine and ftate the Accounts for the Pay and Proviſions for the Militia of feveral Counties*, and the fame was read the firft Time, and ordered to be read a fecond Time.

Mr *Bland* moved for Leave to prefent a Bill *For raifing a public Levy*, and the fame was received and read the firft Time, and ordered to be read a fecond Time immediately.

The faid Bill was accordingly read a fecond Time.

Ordered, That the faid Bill be ingroffed and read a third Time.

A Bill *For appointing Commiffioners to examine and ftate the Accounts for the Pay and Proviſions for the Militia of feveral Counties*, was read a fecond Time.

Ordered, That the faid Bill be ingroffed and read a third Time.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.



Tueſday, June 7th, 1757.

AN ingroffed Bill, intituled, *An Act for preventing Mutiny and Deſertion*, was read the third Time, and the Blanks therein filled up.



Refolved, That the Bill do paſs.

Ordered, That Mr *Bland* do carry the faid Bill to the Council for their Concurrence.

An ingroffed Bill, intituled, *An Act for appointing Commiffioners to examine and ftate the Accounts for the Pay and Proviſions for the Militia of feveral Counties*, was read the third Time, and the Blanks therein filled up.

Refolved, That the Bill do paſs.

Ordered, That Mr *Bland* do carry the faid Bill to the Council for their Concurrence.

An ingroffed Bill, intituled, *An Act for raifing a public Levy*, was read the third Time.

Upon a Motion made,

An ingroffed Clauſe was added to the faid Bill, as a Rider, and thereupon,

Refolved, That the Bill do paſs.

Ordered, That Mr *Bland* do carry the faid Bill to the Council for their Concurrence.

Upon a Motion made,

Ordered, That the Treafurer of this Colony do allow unto Col. *John Hunter* Intereft to the Redemption of certain Treafury Notes which were offered by him, and could not be redeemed in Specie at the Treafury, at the Time appointed by Act of Affembly for redeeming the fame.

98 *Ordered*, That the feveral Petitions of *Daniel Smith*, and of fundry Inhabitants of the Town of *Staunton*, and others of the County of *Auguſta*; alfo the Accounts of *Joſeph Gray*,

Gray, Joseph Newsum, Thomas Tabb, and John Combs, for fundry public Services by them respectively performed, heretofore presented to the House and ordered to lie on the Table, be referred to M^r Cary, M^r Waller, and M^r Gray; that they do examine into the several Matters thereof, and report the same, with their Opinion thereupon, to the House.

A Message from the Council by M^r Walthoe,

That they have agreed to the Bill, intituled, *An Act for preventing Mutiny and Desertion*, without any Amendments.

And that they have agreed to the Bill, intituled, *An Act for establishing a Trade with the Indians in Alliance with his Majesty*, with some Amendments to which they desire the Concurrence of this House.

The House immediately proceeded to the Consideration of the said Amendments, and the same being read were disagreed to.

Ordered, That M^r Bland do go with a Message to the Council and acquaint them that this House cannot agree to the Amendments by them proposed to the said Bill.

A written Message from the Council by M^r Walthoe

M^r Speaker, and Gentlemen of the House of Burgeffes,

"The Council think it necessary to acquaint your House, That upon examining and "considering the Treasurer's Accounts it appears by the Account N^o 2, Page 2 and 3, "there is a Sum of £.3776 of. 1d. received of the Inspectors of public Warehouses for 3f. "6d. per Hoghead Duty on Tobacco exported, and for Ballances from them due, which "Sum is not carried to the Credit of the Country in the General Account, which the Coun- "cil are of Opinion ought to have been, altho' the same is appropriated for the Redemp- "tion of Money issued for payment of Tobacco burnt at several public Warehouses.

"That it also appears, in Pages 43 and 44, in the Account of £.12,000 issued in "1756, redeemable the 15th of December, 1757, that there is due to the Treasurer the Sum "of £.107 16f. 8d. not carried to the Debit of the General Account.

"The Council, notwithstanding the above mentioned Omissions, have passed the "said Accounts, contenting themselves with having made these Observations, left those "Articles should be forgot at a future Settlement of the Accounts."

Resolved, That the Treasurer's Accounts, as sent up to the Council, are regularly and properly stated; and as the several Ballances in the Accounts arise upon separate and distinct Funds, appropriated for different Uses, it would have been very irregular and improper to have stated them in the Manner mentioned in the Message from the Council.

A Message from the Council by M^r Walthoe.

That they have receded from the Amendments by them proposed, and disagreed to by this House, to the Bill, intituled, *An Act for establishing a Trade with the Indians in Alliance with his Majesty*, and have passed the Bill without the said Amendments.

And that they have agreed to the Bill, intituled, *An Act for appointing Commissioners to examine and state the Accounts for the Pay and Provisions for the Militia of several Counties*.

Also to the Bill, intituled, *An Act for raising a public Levy*, without any Amendment. 99

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Wednesday, June 8th, 1757.



R. Attorney reported, That the Committee appointed had, according to Order, examined the inrolled Bills, and rectified such Mistakes as were found therein, and that they were truly inrolled.

Ordered, That M^r Attorney do carry the inrolled Bills to the Council for their Inspection.

M^r Cary reported, That the Committee appointed had, according to Order, examined into the Allegations of the Petitions of Daniel Smith, and of fundry Inhabitants of the

the Town of *Staunton*, and others of the County of *Augusta*; also the Accounts of fundry Persons for Provisions to *Indians* and for their Ferriages, and had agreed upon a Report, and come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, as follow:

It appears to this Committee that the Account of *Joseph Gray* for Provisions and Necessaries for *Indians*, amounting to £.4 14s. also *Joseph Newsum's* Account for the Ferriage of 128 *Indians*, one Soldier, and *James Baker* their Officer, are just, and that the said *Newsum* be allowed £.4 1s. 3d. for the said Service.

Resolved, That the said Accounts ought to be paid out of the Money given to defray the Expence of *Indians* coming to the Assistance of this Colony.

Resolved, That the Petitions of the said *Daniel Smith*, and fundry Inhabitants of the Town of *Staunton*, and others of the County of *Augusta*, be referred to the Consideration of the next Session of Assembly, no Persons appearing to prove the Allegations of the said Petitions.

Resolved, That the Accounts of *Thomas Tabb* and *John Combs* for Cart Hire, and for a Horse lost in the Service, for building a Fort in the *Cherokee* Country ought to be referred to the Committee appointed to settle the Arrears due for that Service.

A Message from the Council by Mr *Walthoe*.

That they have inspected the inrolled Bills, and are satisfied they are truly inrolled.

A Message from the Governor by Mr *Walthoe*,

Mr *Speaker*,

"The Governor commands the immediate Attendance of this House in the Council-Chamber, and that you bring with you such Bills as are ready for his Assent.

Mr *Speaker* with the House went up accordingly, and the Governor was pleased to give his Assent to the following Bills, viz.

- 100 1. An Act for granting an Aid to his Majesty, for the better Protection of this Colony, and for other Purposes therein mentioned.
2. For preventing Mutiny and Desertion.
3. For the better regulating and disciplining the Militia.
4. For reducing the several Acts for making Provision against Invasions and Insurrections into one Act.
5. For establishing a Trade with the Indians in Alliance with his Majesty.
6. For preventing fraudulent Gifts of Slaves.
7. For appointing Commissioners to examine and state the Accounts for the Pay and Provisions for the Militia of several Counties.
8. For the more effectual preventing and repelling the hostile Invasions of the Indians at Enmity with the Inhabitants of this Colony.
9. For further continuing and amending an Act, intituled, An Act for regulating the Practice of Attornies.
10. For appointing several new Ferries, and for other Purposes therein mentioned.
11. For the Relief of the Sufferers by Tobacco burned in Crutchfield's and Pitt's Warehouses.
12. To explain an Act, intituled, Vestries appointed.
13. For further continuing certain Acts of Assembly therein mentioned.
14. For continuing the Act, intituled, An Act for laying an additional Duty on Rum and other distilled Spirits, not being of the Produce of his Majesty's Sugar-Islands.
15. For paying the Burgeesses Wages in Money for this present Session of Assembly.
16. To enlarge the Power of the Corporations of the City of Williamsburg and Borough of Norfolk.
17. For raising a public Levy.
18. For dividing the Parish of St. Anne, in the County of Albemarle.
19. To empower the Vestry of the Parish of St. George, in the County of Spotylvania, to sell their Glebe, and for other Purposes therein mentioned.
20. For dissolving the Vestry of the Parish of Dettingen, in the County of Prince-William, and for other Purposes therein mentioned.

21. *To enable the Vestry of the Parish of Stratton-Major, in the County of King and Queen, to sell their Glebe, and for other Purposes therein mentioned.*
22. *For dividing the County of Fairfax.*
23. *For dividing the Parish of Cumberland, in the County of Lunenburg.*
24. *To impower the Vestry of the Parish of Overwharton, in the County of Stafford, to levy for Mourning Richards a reasonable Satisfaction for rebuilding a Church at Acquia.*
25. *To impower the Justices of the County of Norfolk to agree with Persons to keep certain Ferries, and to levy the Expences thereof upon the Inhabitants of the said County.*
26. *An Act for dissolving the Vestry of the Parish of St. Paul, in the County of Stafford.*
27. *To impower Lemuel Riddick to clear Summerton Creek, and for other Purposes therein mentioned.*
28. *To impower William Rand to build a Bridge over Pagan Creek, and for other Purposes therein mentioned.*
29. *To impower Armistead Churchill, Gent. to sell and dispose of entailed Lands.*
30. *To vest certain entailed Lands therein mentioned in Thomas Turner, Gent. in Fee-Simple, and for settling other Lands of greater Value to the same Uses.*

His Honor likewise gave his Assent to the following Resolves of the House of Burgesses, which the Council had agreed to, *viz.*

1. For paying *William Hunter*, Printer, £.300 per Annum, for the Services therein mentioned.
2. For paying *Thomas Stephens* a Sum not exceeding £.100, for building necessary Works, and preparing Materials, to discover the Method of making Pot-Ash.
3. For paying *Peter Pelham* £.25 for the Services therein mentioned.

And then his Honor was pleased to make the following SPEECH :

Gentlemen of the COUNCIL, Mr SPEAKER, and Gentlemen of the HOUSE OF BURGESSES.

I RETURN You my hearty Thanks for your dutiful Obedience to his Majesty's Commands, and for your strict Observance of what I recommended to you in my Speech on the Opening of this Session, by granting a Vote of Supply; which, I hope, will answer the present Emergency of our Affairs, if put in Execution with Diligence, agreeable to the Purport of the Act.

I shall always retain a sincere Regard for the Prosperity of this Dominion. I wish you an agreeable Receipt; and I hope you will with Spirit assist in raising the Men proposed for the Augmentation of the Forces in the Pay of this Colony.

I think proper to prorogue you to the 26th Day of *August* next, and you are accordingly prorogued to that Time.

T H E
J O U R N A L
O F T H E
H O U S E
O F
B U R G E S S E S .
M D C C L V I I I .

Being The Fourth SESSION of this Present
GENERAL ASSEMBLY.



W I L L I A M S B U R G :
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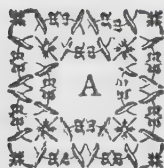
THE
JOURNAL

of the

HOUSE OF BURGESSES.



Thursday, March 30th, 1758.



MESSAGE from the President was delivered by Mr *Walthoe*.

Mr Speaker, and Gentlemen of the House of Burgeffes,

“The President commands the immediate Attendance of your House
“in the Council-Chamber.”

Accordingly Mr Speaker, with the House, went up to attend the
President.

And being returned, he reported, That the House had attended the President in the Council-Chamber, and that he was pleased to make a Speech to the Council and this House, of which he had, to prevent Mistakes, obtained a Copy, which he read to the House, and afterwards delivered in at the Table, where it was again read, and is as follows:

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeffes,

IT is by His Majesty's Command that I have called you together, upon a most important Occasion, on which the Preservation and future Prosperity of this Colony in Particular, with His Majesty's other *American* Dominions, do eminently depend.

His Majesty's hearty Concern to repair our former Losses and Disappointments, and to avert, by the Blessing of God on his Arms, the Dangers impending on *North-America*, has determined him to send a considerable Squadron this Year, and to augment his Forces for most vigorous and extensive Efforts; not doubting but that all his faithful and brave Subjects here, will cheerfully co-operate with, and second to the utmost, the large Expence and extraordinary Succours, supplied by our Mother Kingdom, for our Preservation and Defence. His Majesty has considered that the several Provinces, from *Pennsylvania* inclusive, to the Southward, are well able, with proper Encouragements, to furnish a Body of several Thousand Men, to join the King's Forces in those Parts, for some offensive
2 Operations, under the Command of Brigadier-General *Forbes*, appointed to that Department; but as he does not judge it expedient to limit the Zeal and Ardor of any of his Provinces, by making a Repartition of the Forces to be raised by each, I am commanded to use my best Endeavours to induce you to raise, with all possible Dispatch, as large a Body of Men as the Number and Situation of our Inhabitants may allow.

Mr Speaker, and Gentlemen of the House of Burgeffes,

My greatest Encouragement arises from your known Zeal and Affection to the Service, and the just Sense you have of the Necessity of our bearing heavy Burdens, when
at

at War *pro Aris & Focis*, when our Religion and Property are at Stake, and Popish Tryanny is to be kept out; with this particular Aggravation in our Case, the many barbarous and inhuman Cruelties which the *French* will continually be prompting the savage *Indians* to perpetrate upon us, if permitted to fettle on the Back of us.

I am very sensible what large Sums have been already raised and expended during this War, and how little apparent Service has accrued from it; but must we therefore despond and be out of Heart? God forbid. This shews indeed the Insufficiency of only defensive Measures. Let us now make one bold Push, in Conjunction with His Majesty's *British* Forces, in the Offensive, and God, I hope, will bless our Endeavours, which we are only to expect in the vigorous Exertion of the Abilities he has graciously bestowed upon us; so ultimately is all from him. This is the critical Time, that will probably give us Ease after our Toils, and enable us to extend our Settlements on the *Ohio*. The better to facilitate this important Service, His Majesty is pleased to allow me to issue Commissions to such Gentlemen who, from their Weight and Credit with the People, and their Zeal for the public Service, may be best disposed and enabled to quicken and effectuate the speedy levying of the greatest Number of Men; the whole to be in due Subordination to His Majesty's Commander in Chief.—Lord *Colville* has writ to me for a Supply of Sailors to be sent him from hence; if any Thing can be done therein, it must be by your Assistance.—I have just received a Letter from Major-General *Abercromby*, whom His Majesty has appointed Commander in Chief of his Forces in *North-America*, which, with those from Mr *Secretary Pitt*, I will lay before you for your fuller Information in several Particulars that I cannot well enumerate at this Time, as I would apply to you with all Freedom and Openness.—The Honorable *Edmond Atkin*, Esq; His Majesty's Agent for, and Superintendant of *Indian* Affairs in the Southern-District, having sent a long Representation concerning *Indian* Affairs, which he thinks is of great Importance; I shall lay it before you, and leave it to your Consideration.

Gentlemen of the Council, Mr Speaker, and Gentlemen of the House of Burgeses,

The pressing Occasion of our present Meeting, and the advanced Season of the Year, call for your closest Application and quickest Dispatch; in Order to which, I must inform you, That by His Majesty's Instruction, I am forbid to pass any Acts but what are immediately necessary for the Peace and Welfare of the Colony.

Resolved, That an humble Address be presented to his Honor the President in Answer 3 to his Speech.

Ordered, That a Committee be appointed to draw up an Address to the President, pursuant to the said Resolution, and it is referred to Mr *Bland* and Mr *Randolph* to prepare and bring in the same.

Resolved, That this House will resolve itself into a Committee to take into their Consideration the President's Speech To-morrow.

Ordered, That an Address be made to the President to order a new Writ to issue for the electing a Burgess, to serve in this present General Assembly, for the County of *Chesterfield*, in the Room of Mr *John Bolling*, deceased, and that Mr *Cary* do wait on him with the said Address.

Ordered, That an Address be made to the President to order a new Writ to issue for the electing a Burgess, to serve in this present General Assembly, for the County of *Dinwiddie*, in the Room of Mr *John Jones*, who is appointed an Inspector of Tobacco, and that Mr *Bland* do wait on him with the said Address.

Ordered, That the Reverend Mr *William Yates* be continued Chaplain to this House, and that he attend to read Prayers every Morning at Ten o'Clock.

Ordered, That *William Francis*, *Thomas Broadrib*, *Andrew Lindsay*, and *James Lavie*, be continued in their respective Offices of Door-Keepers to this House, and that they give their Attendance accordingly.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Friday,

Friday, March 31st, 1758.



MESSAGE from the President was delivered by Mr *Walthoe*.

Mr *Speaker*,

"The President has commanded me to lay before this House two Letters "from the Right Honorable *William Pitt*, Esq; his Majesty's principal "Secretary of State, to his Honor, both of the thirtieth of *December* last, and a Letter "from his Excellency General *Abercromby*, of the fifteenth Instant."

And the said Letters were read, and ordered to lie on the Table.

The Order of the Day being read, for the House to resolve itself into a Committee to take into their Consideration the President's Speech.

Ordered, That the Letters from Mr Secretary *Pitt* and General *Abercromby*, this Day laid before the House, by Command of his Honor the President, and ordered to lie on the Table, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee upon the said Speech and Letters, and after some Time spent therein Mr Speaker resumed the Chair, and Mr Attorney reported, That the Committee had had the said Speech and Letters under their Consideration, but not having Time to go through the same, they had directed him to move for Leave to sit again.

4 Resolved, That this House will again resolve itself into a Committee upon the said Speech To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Saturday, April 1st, 1758.



MESSAGE from the President by Mr *Walthoe*.

Mr *Speaker*,

"The President has commanded me to lay before your House a Representation from the Honorable *Edmund Atkin*, Esq; his Majesty's Agent for, "and Superintendant of the Affairs of the several Nations or Tribes of *Indians* inhabiting "the Frontiers of *Virginia*, *North* and *South-Carolina*, and *Georgia*, and their Confederates; inclosing a Copy of an Act of Assembly of the Province of *North-Carolina*, intituled, *An Act for preserving Peace and continuing a good Correspondence with the Indians in Alliance with his Majesty's Subjects*, addressed to the President, Council, and the House "of Burgeesses of this Colony."

Ordered, That the said Representation and Act do lie on the Table, for Perusal of the Members of this House.

Mr *Bland* reported, That the Committee appointed had, according to Order, prepared an Address to the President, which he read in his Place, and afterwards delivered in at the Table, where the same was again twice read and agreed to, and is as follows:

SIR,

WE His Majesty's dutiful and loyal Subjects, the Burgeesses of *Virginia*, now met in General Assembly, return your Honor our Thanks for your Speech at the Opening of this Session.

His Majesty's Magnanimity, so conspicuous amidst a Variety of Losses and Disappointments; His Firmness, and steady Resolution to avert, by the Blessing of God on his Arms, the Dangers impending on *North-America*, by the most vigorous and extensive Efforts, must necessarily fill every Mind with the most lively Sentiments of Duty, Loyalty, and Gratitude.

But while we reflect with Pleasure on the constant Endeavours of our most gracious Sovereign, for securing to us the full Enjoyment of our Religion and Property, we must be

be fenfibly affected with the unhappy Circumftances of the Colony, which render us unable to enter into offensive Operations againft the Enemy, with the Vigor and Activity becoming a People zealous of his Majesty's Honor, and anxious for the Welfare and Security of their Country. We can only therefore affure your Honor, That we will chearfully contribute every Thing in our Power to facilitate His Majesty's Defigns, and give all poffible Difpatch to the Bufinefs recommended to our Confideration.

Ordered, That the faid Addrefs be fairly tranfcribed, and prefented by the whole Houfe. ⁵

Ordered, That the Committee who prepared the fame wait on the Prefident to know his Pleafure when they fhall attend his Honor to prefent it.

The Order of the Day being read,

The Houfe again refolved itfelf into a Committee to take into their further Confideration the Prefident's Speech, together with the feveral Letters thereto referred, and after fome Time fpent thereon, Mr Speaker refumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the faid Speech and Letters under their further Confideration, but not having Time to go through the fame, they had directed him to move for Leave to fit again.

Refolved, That this Houfe will again refolve itfelf into a Committee upon the faid Speech and Letters on *Monday* next.

And then the Houfe adjourned till *Monday* Morning Eleven o'Clock.



Monday, April 3d, 1758.



R. Randolph reported, That the Committee appointed had, according to Order, waited on the Prefident to know his Pleafure when the Houfe fhould attend him with their Addrefs, and that he was pleafed to appoint this Day, and to fay he would fend a Meflage to the Houfe when he was ready to receive it.

A Petition of *John Matthews*, late a Soldier of the *Virginia* Regiment, fetting forth, That he was lately unfortunately rendered incapable of Service by the Difcharge of a Cannon which burft and fhattered his Arm, and that he was thereupon difcharged from the faid Regiment naked, and deftitute of all Subfiftence, and praying the Confideration of this Houfe, was prefented to the Houfe and read.

Ordered, That the faid Petition be referred to Mr *Cary* and Mr *Fleming*, that they examine into the Allegations thereof, and report the fame, with their Opinion thereupon, to the Houfe.

A Meflage from the Prefident by Mr *Walthoe*.

Mr *Speaker*,

"I am commanded by the Prefident to acquaint this Houfe that his Honor is now "ready to receive their Addrefs in the Council-Chamber."

Mr Speaker, with the Houfe, went up, and being returned, reported, That he, with the Houfe, had attended the Prefident in the Council-Chamber and prefented the Addrefs of this Houfe to him, to which he was pleafed to return the following Anfwer:

Mr Speaker, and Gentlemen of the Houfe of Burgeffes,

I HEARTILY thank you for your Approbation of my Speech, at the Opening of this Seffion.

Your juft Sentiments of His Majesty's Magnanimity, amidst a Variety of Dif- ⁶ appointments, and His firm Refolution, by the Bleffing of God, to avert our Dangers, affure me you will now (as often hitherto) exert yourselves in a vigorous Co-operation, even to a Stretch of our Abilities, on this critical Occafion.

A Petition of *William Hunter*, Printer, setting forth, That his Salary as public Printer will expire at the End of this Session of Assembly, and praying that the same may be further continued, was presented to the House and read.

Resolved, That the Sum of £.300 *per Annum* be allowed to *William Hunter*, Printer, to continue to the End of the next Session of Assembly, as a full Consideration for printing the Journal of the House of Burgesses printing the Laws of each Session, and sending thirteen of them to every County-Court Clerk, one of which to be half-bound for the Use of the Court, printing Inspectors Notes and Books, Proclamations and other public Advertisements.

Ordered, That the said Resolve be ingrossed, and that Mr *Fleming* do carry it to the Council for their Concurrence.

A Message from the Council by Mr *Walthoe*.

That a Memorial of *John Smith*, late a Captain of a Company of Rangers on the Frontiers of this Colony, addressed to the President, Council, and House of Burgesses, had been read in Council, and was by them referred to the Consideration of this House.

And the said Memorial was read, setting forth, That in *June* 1756 the said *Smith*, then in *Fort Vaufs*, in *Augusta*, with a small Party, was attacked by the Enemy, which (after having defended it till he had but three Men left) he was at length obliged to surrender: That the Enemy then most inhumanly murdered his eldest Son before his Face, and carried him Prisoner to the *Shawnee* Towns and *French* Forts, and from thence to *Quebec*, where he was put on Board a Cartel Ship and carried to *England*. That from the Observations he made, while a Prisoner, he is of Opinion that a small Party of Men (about 800) might, if properly conducted, easily destroy those *Indian* Towns and perhaps some of the *French* Forts.—That while he was in *England* he had the Honor to be introduced to Mr Secretary *Pitt*, to whom he communicated his Observations, who highly approved his Scheme, and recommended him to Lord *Loudoun* to encourage him and promote such an Enterprize.—That he has lost three Sons and great Part of his Fortune in the Service of his Country, and that being still ready and zealous for his Majesty's Service, and well acquainted with the Route necessary to be taken to distress the Enemy in those Parts, he humbly offers himself to undertake such an Expedition if it should be approved of.

Ordered, That the said Memorial do lie on the Table for the Perusal of the Members of this House.

The Order of the Day being read,

The House again resolved itself into a Committee to take into their further Consideration the President's Speech, and the several Letters to the said Committee referred, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, That the Committee had had the said Speech and Letters under their further Consideration, and had come to several Resolutions thereupon, which he read in his Place, and then delivered in at the Table, where they were again twice read, and agreed to by the House, as follow:

Resolved, That the Number of Forces now in the Pay of this Colony be augmented to 2,000, exclusive of the Rangers.

Resolved, That for the levying, cloathing, and paying the said additional Number of Forces a Sum, not exceeding £.16,000, be raised.

Resolved, That the Sum of £.6,000 be raised for defraying the Charges of such *Indians* as shall come to our Assistance.

Resolved, That the Sum of £.4,500 be raised for the Support and paying of the Rangers.

Upon a Motion made,

Resolved, That this House will resolve itself into a Committee to consider of Ways and Means to raise the Sum of £.26,500, pursuant to the Resolutions of the Committee this Day agreed to by the House, To-morrow.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Tuesday,

Tuesday, April 4th, 1758.



CLAIM of *Dominie Gougar*, for taking up a Runaway therein mentioned.

Alfo a Claim of *Alexander Walker*, for the fame Service.

Alfo a Claim of *John Gordon*, for the fame Service, were feverally prefented to the Houfe and received.

Ordered, That the faid Clams be referred to the Confideration of the next Seffion of Affembly.

A Petition of *John Smith*, fetting forth, That in the Year 1755 he was appointed Captain of a Company of Rangers, and continued in the Service until he was made a Prifoner in the Year 1756; and that he expended large Sums of his own Money in purchasing Provisions and other Neceffaries for his Company, but being taken Prifoner had no Opportunity of applying to have his Accounts fettled till this Time, and praying the Confideration of this Houfe, was prefented to the Houfe and read, and ordered to lie on the Table.

The Order of the Day being read,

The Houfe refolved itfelf into a Committee to confider of Ways and Means to raife the Sum of £26,500 agreeable to the Refolutions of the Committee Yefterday, agreed to by the Houfe, and after fome Time fpent therein, M^r Speaker refumed the Chair, and M^r *Charles Carter* reported, That the Committee had come to a Refolution thereon, which they had directed him to report to the Houfe, and he read the fame in his Place, and afterwards delivered it in at the Table, where it was again twice read, and agreed to by the Houfe, as follows:

Resolved, That the Sum of £26,500 to be levied, be raifed by a Tax of one Shilling ⁸ on every Hundred Acres of Land, to commence in the Year 1761, and to continue four Years: Alfo a Tax of one Shilling *per* Poll on every Tithable Perfon within this Colony, to commence in the Year 1761, and to continue four Years.

Ordered, That a Bill or Bills be brought in purfuant to the faid Refolution, and alfo to the Refolutions of the Committee Yefterday, agreed to by the Houfe, and it is referred to M^r *Charles Carter*, M^r Attorney, M^r *Pendleton*, and M^r *Nicholas* to prepare and bring in the fame.

Ordered, That it be an Inftruction to the faid Committee to receive a Clause or Clauses to empower the Treafurer to pay the Allowances by Law for fuch Scalps as have been produced before this Seffion of Affembly.

Alfo that the faid Committee receive a Clause or Clauses to empower the Treafurer to emit Treafury Notes, not exceeding £. 26,500, for the Purpofes mentioned in Yefterday's Refolutions.

A Petition of *Thomas Penman*, Keeper of the public Goal, praying that his Salary and allowance, as heretofore fettled by this Houfe, for maintaining the public Criminals, which will expire at the End of this Seffion of Affembly, may be ftill continued to him, was prefented to the Houfe and read.

Resolved, That the additional Sum of £. 15 be paid to the faid *Thomas Penman* every Year, over and above his ufual Salary of £. 25.

Resolved, That ten Pounds of Tobacco *per* Day be allowed the faid *Thomas Penman* for every Criminal committed to the faid Goal, during fuch Criminal's Imprifonment, from this Time to the End of the next Seffion of Affembly.

M^r *Cary* reported, That the Perfons to whom the Petition of *John Matthews* was referred had examined into the Allegations of the faid Petition and found them to be true, and had come to a Refolution thereupon, which he read in his Place, and then delivered in at the Table, where the fame was again twice read, and agreed to by the Houfe, with an Amendment, and is as follows:

Resolved, That the faid *John Matthews* ought to be allowed, by the Public, for his Services, the Sum of £. 5 *per* Annum during his Life.

Upon a Motion made,

Ordered,

Ordered, That Leave be given to bring in a Bill, *For continuing an Act passed the last Session of Assembly, intituled, An Act for preventing Mutiny and Desertion*, and it is referred to Mr Attorney to prepare and bring in the same.

Upon a Motion made,

Ordered, That Leave be given to bring in a Bill, *For appointing an Agent*, and it is referred to Mr Charles Carter, Mr Cary, and Mr Nicholas to prepare and bring in the same.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



9

Wednesday, April 5th, 1758.



CLAIM of *Henry Hazard* for taking up a Runaway therein mentioned, was presented to the House and received.

Ordered, That the said Claims be referred to the Consideration of the next Session of Assembly.

Mr Charles Carter, from the Committee appointed, presented to the House, according to Order, a Bill, *For appointing an Agent*, and the same was read the first Time, and ordered to be read a second Time.

Upon a Motion made,

Ordered, That it be an Instruction to the Committee, Yesterday appointed to prepare and bring in a Bill or Bills pursuant to the several Resolutions therein mentioned, that they receive a Clause or Clauses to empower the President, or the Commander in Chief of this Colony for the Time being, to garison the Forts on the Frontiers of this Colony with the Militia in the Absence of the Forces.

Mr Attorney presented to the House, according to Order, a Bill, *For continuing an Act, intituled, An Act for preventing Mutiny and Desertion*, and the same was read the first Time, and ordered to be read a second Time.

Mr Charles Carter, from the Committee appointed, presented to the House, according to Order, a Bill, *For raising the Sum of £.26,500 for the better Protection of this Colony, and for other Purposes therein mentioned*, and the same was read the first Time, and ordered to be read a second Time.

A Message from the President by Mr Walthoe.

Mr Speaker,

"The President has Commanded me to lay before this House two Letters he has just received; the one from his Excellency General *Abercromby*, and the other from General *Forbes*."

And the said Letters were read, and ordered to lie on the Table.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Thursday, April 6th, 1758.



THE House proceeded to the Consideration of the Petition of Captain *John Smith*, which was presented to the House on Tuesday last, and ordered to lie on the Table; and the same being read,

Ordered, That the said Petition be referred to the Consideration of the Committee appointed by Act of Assembly *For granting an Aid to His Majesty, for the better Protection of this Colony, and for other Purposes therein mentioned*; That they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Petition of *Peter Luny*, setting forth, That he was a Serjeant in *Vaufs's* Fort, in *Augusta*, under the Command of Capt. *Smith*, upon the Surrender of which to the Enemy in

in *June* 1756, he lost his Horse and several other Goods to a considerable Value, and also suffered great Hardships during his Captivity at Fort *Detroit*, whither he was carried a Prisoner; and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referred to Mr *Pendleton* and Mr *Walker*, that they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

A Bill *For raising the Sum of £. 26,500, for the better Protection of this Colony, and for other Purposes therein mentioned*, was read a second Time, and ordered to be committed to a Committee of the whole House immediately.

Ordered, That the several Letters from General *Abercromby* and General *Forbes*, Yesterday laid before the House by Command of the President, be referred to the Consideration of the said Committee.

And then the House resolved itself into a Committee upon the said Bill and Letters, and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill and Letters under their Consideration, and had made several Amendments to the said Bill, which they had directed him to report to the House; and he read the same in his Place, and then delivered them in at the Table, where they were again twice read, and agreed to by the House, with an Amendment.

Ordered, That the said Bill with the Amendments, as amended, be engrossed, and read a third Time.

A Bill *For continuing an Act, intituled, An Act for preventing Mutiny and Desertion*, was read a second Time, and ordered to be committed to a Committee of the whole House.

Resolved, That this House will resolve itself into a Committee upon the said Bill To-morrow.

A Bill *For appointing an Agent*, was read a second Time.

Ordered, That the said Bill be engrossed, and read a third Time.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



Friday, April 7th, 1758.

 An engrossed Bill, intituled, *An Act for augmenting the Forces in the Pay of this Colony to Two Thousand Men, and for other Purposes therein mentioned*, was read a third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Charles Carter* do carry up the said Bill to the Council for their Concurrence.

Mr *Pendleton* reported, that the Persons to whom the Petition of *Peter Luney* was referred, had examined into the Allegations thereof, and had agreed upon a Report, and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the said Resolution was again twice read, and agreed to by the House with an Amendment, and is as follows. 11

It appears, that the said *Peter Luney* was a serjeant in a Detachment appointed to garison Fort *Vaufs* in *Augusta*, under the Command of Capt. *John Smith*, and by his Order carried to the said Fort an Horse of the Value of Seven Pounds, which was employed in bringing Meal and other Necessaries for the said Garison, and had also there a Saddle and Bridle of the Value of Fifty Shillings, and a rifle Gun of the Value of Four Pounds ten Shillings: That the said *Peter Luney* behaved well in the Defence of the Fort, when attacked by the Enemy in *June* 1756, and received a Wound in his Shoulder; and upon the Surrender thereof was taken Prisoner, and kept in Captivity for about a Year, when he found Means to make his Escape, and the Enemy took from him the several Things above-mentioned, and wearing Apparel to the Value of Five Pounds.

Resolved,

Resolved, That the said *Peter Luney* ought to be paid by the Public the Sum of £.46-*s*. 16, as a Recompence for his Loffes, and a Reward for his Bravery in defending *Vaufs's* Fort.

The Order of the Day being read,

The House resolved itself into a Committee upon the Bill *For continuing an Act, intituled, An Act for preventing Mutiny and Desertion*; and after some Time spent therein, Mr Speaker resumed the Chair, and Mr *Charles Carter* reported, that the Committee had had the said Bill under their Consideration, and made an Amendment thereto, which they directed him to report to the House; and he read the same in his Place, and then delivered it in at the Table, where it was again twice read, and agreed to by the House with an Amendment.

Ordered, That the said Bill with the Amendment, as amended, be engrossed, and read a third Time.

A Message from the Council by Mr *Walthoe*.

That they have agreed to the Bill, intituled, *An Act for augmenting the Forces in the Pay of this Colony to Two Thousand Men, and for other Purposes therein mentioned*.

Also to the Resolve of this House, For allowing *William Hunter*, Printer, a Salary of £.300 *per Annum*, for the Services therein mentioned.

An engrossed Bill, intituled, *An Act for continuing and amending an Act, intituled, An Act for preventing Mutiny and Desertion*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr Attorney do carry up the said Bill to the Council for their Concurrence.

And then the House adjourned till To-morrow Morning Eleven o'Clock.



12

Saturday, April 8th, 1758.



PON a Motion made.

Ordered, That Leave be given to bring in a Bill *For paying the Burgeffes Wage in Money for this present Session of Assembly*; and it is referred to Mr *Pendleton* to prepare and bring in the same.

An engrossed Bill, intituled, *An Act for appointing an Agent*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That Mr *Charles Carter* do carry up the said Bill to the Council for their Concurrence.

Mr *Pendleton* presented to the House, according to Order, a Bill *For paying the Burgeffes Wages in Money for this present Session of Assembly*, and the same was read the first Time, and ordered to be read a second Time.

A Petition of *Dennis M'Namara*, setting forth, that in *January, 1754*, he was enlisted in the *Virginia* Regiment, in which he continued till *August, 1757*, when he was discharged, as unfit for Service, being rendered an Invalid by the Loss of one of his Arms, and praying the Consideration of this House, was presented to the House and read.

Ordered, That the said Petition be referred to Mr *Pendleton*, Mr *Waller*, and Mr *Johnson*: That they do examine into the Allegations thereof, and report the same, with their Opinion thereupon, to the House.

Upon a Motion made,

A Bill *For paying the Burgeffes Wages in Money for this present Session of Assembly*, was read a second Time.

Ordered, That the said Bill be engrossed, and read a third Time.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Monday,

Monday, April 10th, 1758.

✱✱✱ A ✱✱✱ An engrossed Bill, intituled, *An Act for paying the Burgeffes Wages in Money for this present Session of Assembly*, was read the third Time, and the Blanks therein filled up.

Resolved, That the Bill do pass.

Ordered, That M^r Pendleton do carry up the said Bill to the Council for their Concurrence.

A Message from the Council by M^r Walthoe.

That they have agreed to the Bill, intituled, *An Act for continuing and amending an Act, intituled, An Act for preventing Mutiny and Desertion*.

M^r Waller reported, that the Committee to whom the Petition of *Dennis M'Namara* was referred, had examined into the Allegations thereof, and agreed upon a Report, and come to a Resolution thereupon, which he read in his Place, and then delivered in at the Table, where the said Resolution was again twice read, and agreed to by the House, as follows.

It appears to us, that the said *Dennis M'Namara* was a Soldier in Col. *Stephens's* ¹³ Company; that he was employed to work at Fort *Washington*, and to sink a Well, as mentioned in the Petition, and received no more than the common Pay of Eight-pence *per Day*: That he lost his Arm in the Service, and was discharged the 25th of *August* last.

Resolved, That the said *Dennis M'Namara* ought to be allowed the Sum of Ten Pounds for the said Services, and the Sum of Five Pounds *per Annum* during his Life, as a Recompence for the Loss of his Arm.

Upon a Motion made,

Resolved, That a most dutiful and loyal Address be presented to his Majesty, to represent to him the State and unhappy Situation of this Colony, and to desire his royal and paternal Interposition, that his faithful Subjects may be released from the heavy Burden they labor under.

Ordered, That an Address be drawn up, pursuant to the said Resolution; and it is referred to M^r *Charles Carter*, M^r *Moore*, M^r *Robinson*, M^r *Bayler*, M^r *Dudley Digges*, M^r Attorney, M^r *Nicholas* and M^r *Waller*, to prepare and bring in the same.

And then the House adjourned till To-morrow Morning Eleven o'Clock.

Tuesday, April 11th, 1758.

✱✱✱ U ✱✱✱ UPON a Motion made,

Resolved, That the several Sums following be allowed to the several Officers of the General Assembly respectively.

To <i>John Randolph</i> , Esq; Clerk of the House of Burgeffes, ...	£.90
To <i>Nathaniel Walthoe</i> , Esq; Clerk of the General-Assembly, ...	40
To the Reverend M ^r <i>William Yates</i> , Chaplain, ...	20
To M ^r <i>Francis Eppes</i> , Serjeant at Arms, ...	30
To the Door-Keeper of the Council, ...	6
To <i>William Francis</i> ,	6
To <i>Andrew Lindsay</i> ,	6
To <i>Thomas Broadribb</i> ,	6
To <i>James Lavie</i> ,	6
To M ^r <i>John Palmer</i> , for his Services, ...	15

} Door-Keepers to the House,

Ordered, That M^r *Charles Carter* do carry the said Resolve to the Council for their Concurrence.

Ordered,

Ordered, That there be a Call of the Houfe to-morrow.

Ordered, That a Committee be appointed to examine the enrolled Bills of the following Perfons, viz. M^r *John Page*, M^r *William Digges*, M^r *John Nicholas*, and M^r *William Waller*.

And then the Houfe adjourned till To-morrow Morning Eleven o'Clock.



14

Wednesday, April 12th, 1758.



MESSAGE from the Council by M^r *Walthoe*.

That they have agreed to the Refolve of this Houfe for paying the feveral Officers of the General-Affembly the refpective Sums of Money therein mentioned.

M^r *Charles Carter* reported, that the Committee appointed had, according to Order, prepared an Addrefs and Representation to be prefented to his Majefty, purfuant to the Refolution Yefterday made by the Houfe, which he read in his Place, and then delivered in at the Table, where the fame were again twice read, and agreed to by the Houfe.

Ordered, That the faid Addrefs and Representation be fairly tranfcribed, and figned by the Speaker.

That M^r Speaker be defired to enclofe the Addrefs and Representation to his Majefty, to the Right Honorable *William Pitt*, Efq; and to request the Favor of him to lay the fame before his Majefty in the moft proper Manner; and that he acquaint M^r *Pitt*, that this Houfe place an entire Confidence in his known Abilities and Integrity, and earneftly intreat, that Meafures may be taken to prevent the Mifapplication of any Money that may be granted for our Relief.

M^r *Charles Carter* reported, that the Committee to whom the Petition of *John Smith* was referred, had examined into the Allegations thereof, and agreed upon a Report, and come to a Refolution thereupon, which he read in his Place, and then delivered in at the Table, where the faid Refolution was again twice read, and agreed to by the Houfe with an Amendment, as follows.

It appears, that the faid *John Smith* was appointed Captain of a Company of Rangers, by Commiffion bearing Date the 25th Day of *May*, 1756, and taken Prifoner the 25th of *June* following, at *Vaufs's* Fort, that he had feveral of his own Guns there, which were made Ufe of in Defence of the Fort, an Horfe employed in going to Mill, a Mare which he rode thither a few Days before, and feveral other Things, all which were taken by the Enemy, in the Reduction of the Fort; and, that he is but lately returned from his Captivity.

Refolved, That the faid *John Smith* ought to be allowed the Sum of Fifteen Pounds, Ten Shillings, being Ten Shillings *per* Day, for his Pay as Captain, from the Date of his Commiffion to the Time of his Captivity; and the further Sum of One Hundred Pounds for the Arms and other Things furnifhed for the Ufe of the Fort, and as a Reward for his Bravery in the Defence thereof.

M^r *Page* reported, that the Committee appointed had, according to Order, examined the enrolled Bills, and rectified fuch Miftakes as were found therein, and that they were truly enrolled.

Ordered, That M^r *Page* do carry the enrolled Bills to the Council for their Infpection. A Meffage from the Council by M^r *Walthoe*.

That they have infpected the enrolled Bills, and are fatisfied they are truly enrolled.

A Meffage from the Prefident by M^r *Walthoe*.

M^r SPEAKER,

"The Prefident commands the immediate Attendance of this Houfe in the Council-Chamber, and that you bring with you fuch Bills as are ready for his Affent."

M^r

15

Mr Speaker, with the Houfe, went up accordingly; and the Prefident was pleafed to give his Affent to the following Bills, viz.

1. *An Act for augmenting the Forces in the Pay of this Colony to Two Thousand Men, and for other Purpofes therein mentioned,*

2. *An Act for continuing and amending an Act, intituled, An Act for preventing Mutiny and Defertion.*

And likewife to the following Refolves of the Houfe of Burgeffes, which the Council had agreed to, viz.

For paying *William Hunter*, Printer, a Salary of £.300 *per Annum*, for the Services therein mentioned.

And for paying the feveral Officers of the General-Affembly the refpective Sums of Money therein mentioned.

And then his Honor was pleafed to make the following SPEECH.

Gentlemen of the COUNCIL, Mr SPEAKER, and Gentlemen of the HOUSE of BURGEFFES.

IT is a great Pleafure to me, that I have now an Opportunity of acquainting his Majefty of this frefh Instance of your Duty, Loyalty, and Gratitude, to the beft of Kings, in this ready and liberal Supply you have now (though under unhappy Circumftances) raifed on this important Occafion.

Your extended Bounty to the Men will, I hope, expedite the raifing our New Regiment with good Difpatch; and I muft recommend it to you to be affifting therein, with your Influence and Authority.

I fhall think myfelf happy if, in this new Station I am providentially called to, I can fo demean myfelf, as that the Service may not fuffer through me; in which, I hope, you will affift me with your feafonable Informations and Advice.

As the Bufinefs of the Court is now begun, I think proper to prorogue you to the laft *Thursday* in *June*; and you are accordingly prorogued to that Time.

APPENDIX.

Appendix.

BANCROFT TRANSCRIPTS.

Message from the *Twightwees*¹ to Governor *Dinwiddie* 21 June 1752.

From the *Twightwees Town*² June 21st 1752.

Our Good Brother of *Virginia*.

This comes by our Brother *Thomas Burney*³ who was with us in the last unhappy battle we had with our enemies the *French* and *French Indians*, who engaged our Fort at a time when all our Warriors and briskest men were out a hunting.

They had two hundred and forty fighting men, appear'd suddenly and took us by surprize, when they had sent us Wampum and a fine *French Coat* in token of peace and good-will, just to deceive and draw our people out a hunting and then fall on us, as a more weak & defenceless part, being only twenty men able to bear arms, and nine of them were our brothers the *English*, who help'd us much; but their stores and houses being on the outside of our Fort, our enemies plunder'd them, and took six of our brothers the *English's* goods, and to our great loss their powder and lead, and kill'd one of them *English* and scalp'd him. They kill'd our great *Pianquisha*⁴ King, whom we called *Old Britain*⁵ for his great love to our Brothers the *English*.

BROTHER. We send you by our brother *Burney* one scalp and a Belt of Wampum, to let you know we are more concern'd for the loss of our King and our brothers that were taken and kill'd than for ourselves, altho' in great distress for want of arms and ammunition; for we must look on ourselves as lost, if our brothers the *English* do not stand by us and give us powder and lead and arms. To confirm what we say, and to assure you we will ever continue true friends and allies to our brothers the *English*,

We send you this Scalp, & Belt of Wampum.

P. S. There was but two *French Men* appeared among the *Indians* in time of battle, altho' we understood there were thirty *French Men* within two miles of us, all the time of action, who were ready to receive their share of the plunder.

Message

¹ *Twightwees*. Better known as the *Miamis*, a powerful confederation residing in western *Ohio*, in the greater part of *Indiana*, and in a portion of *Illinois*. The name *Twightwees*, applied to them by the *English*, was an attempted rendition of the call of the crane. This call, it appears, had been adopted by the tribe. During the seventeenth century, the *Miamis* had been confident friends of the *French*, and had waged war on equal terms with the *Senecas* and *Iroquois*; but in 1708 their deputies appeared at *Albany* and established amicable relations with the *English*. Although an element of the tribe remained partial to *France*, the *English* gradually gained strength among them, and on July 23, 1748, signed a treaty with the *Miamis* at *Lancaster, Pennsylvania*. The *French* became much incensed at this action, and made an effort to renew their treaty with the *Miamis* in 1749. The failure of this attempt and the refusal of the *Miamis* to desert their allies led to bloodshed.

² *Twightwees Town*. Situated on the western bank of the *Great Miami*, at the mouth of *Loramies Creek*. In 1750 the *English* built a stockade in the village, and named the place *Pickawillany* or *Picktown*. The place was captured by the *French* and their *Indian* allies on June 21, 1752, and the *English* expelled.

³ *Thomas Burney*. A trader who had resided at *Pickawillany*, and had escaped from the fort when it was captured. He also carried the news of the fight at *Pickawillany* to *Pennsylvania*, arriving at *Carlisle* August 29, 1752. (See *Robert Callender's* letter to Governor *Hamilton*, August 30, 1752, in *Goodman's* edition of the "Journal of Captain William Trent," pp. 47, 48.)

⁴ *Pianquisha*. A tribe of the *Miamis*, which resided on the *Wabash*.

⁵ *Old Britain*. *Trent* adds that the *Indians* "boiled and eat him all up." ("Journal of Captain William Trent," p. 88).

Meffage of the *Piets* [*Picks*] and *Windows* to Gov^r. *Dinwiddie*.

ELDEST BROTHER.

This is to let you know that we *Piets* [*Picks*] and *Windows*¹ are come with tears in our eyes, and to let you know that about three years ago the *French* King's fervants² came and told us that we should all die, and did not know by whom or what people; but now we have found it out to be themselves, and that they have spill'd our blood; & to assure you hereof, here is this String of Wampum: & has kill'd five of us, and eat three of our men's flesh, the other two they have in irons. Now we come crying to our brother and his allies, and to let them know that we have taken the hatchet to strike the *French* for spilling our blood; this with tears in our eyes, the *Windows* and *Piets* [*Picks*], Captains and Kings, and to have your opinion of it, and all your friendly brothers, and that the *French* have all our Nation, and the *Citzabuse*, *Mackuty*, *Twightwees*, *Shandaws*, *Doutows*, and five Nations that they will have against them, & told them that they will come and take their land from them. And we desire our Brothers to look upon us and to pity, for we are in great distrefs, and that our Captains have taken up the hatchet of war; and to assure you of that, we present this Belt of Wampum. They are always, as Counsel with us not to leave them, but we have told them that we will not, but come to our Brothers the *English* where we can have supply of powder and lead and weapons for war. Last Spring we heard here that you our brother and our friends that have very good news, that you nor our brother's children should not be hurt, nor our blood spill'd, but hunt without [fear] and now we come to you. Now they have told us go and leave them, & go to the *English* & get powder and lead and every thing fit for hunting & let them be your Father. This is to let our Brothers know that we have left the *French* and come to our Brothers the *English*, to get supply of them, and know that we are your brothers as the other Nations are; & don't think this is from our mouth only, that it is from our very hearts, and not to think that we are deceiving of you our Brothers or your friends. We have kill'd and eate ten of the *French* and two of their Negroes, and eat of their flesh. We have told you that we have struck them, now have left them, and will not return to them any more, but will war against them; and as we told you they told us, to go to you the *English*, and to make a Father of them; and we are come to the *Piets* [*Picks*] Town and have found very Eldest Brothers that swap'd every thing with us, for such as we wanted: we are very glad to find such Brothers.

Goods fit for a Present for the Six Nations. 1752.

Goods fit for a Present for the Six United Nations together with the *Shawanese*, *Delawares*, *Twightwees* *Piets* [*Picks*] and *Windotts*³.

Every article proportion'd to the Strouds & Duffils, by the quantitys of which every other article should be proportioned.

20 Pieces of Strouds⁴

20 P^s of Duffills⁵

20 P^s of Halfthicks⁶

40 Barrels of Gun Powder

60 Cw^t of Lead

40 P^s of Garlix⁷ viz'

15 P^s

¹ *Picks* and *Windows*. These tribes appear to have been subdivisions of the *Miami* confederation. The name *Picks* is transcribed *Piets* in the above letter. This is clearly a mistake, since *Picktown* was their village. The message was sent in *June*, 1752.

² *French* King's fervants. This was the expedition under *C  loron de Bienville*, which expedition laid formal claim to the *Ohio* country in 1749. (See *Francis Parkman*, "Montcalm and Wolfe," V. I, c. 2.)

³ *Windotts*. All of these tribes the *English* were seeking to unite in alliance against the *French*.

⁴ Strouds. Strouding, a rough blanket-stuff, much esteemed by the *Indians*.

⁵ Duffills. Properly Duffles or Duffels, coarse woolen frieze cloth.

⁶ Halfthicks. Coarse cloth, resembling kersey.

⁷ Garlix. Properly Garlits, a form of *German* linen.

- 15 P^s $\frac{3}{4}$ made into plain fhirts for men each piece will make 10 fhirts
 10 P^s of $\frac{3}{4}$ made into fmall fhirts for children of different ages.
 15 P^s whole.
 10 P^s of $\frac{7}{8}$ made into fhirts for men, ruffled with Muflin each piece will make 8 fhirts.
 4000 Flints
 20 Groce of Gartering and Bedlace, the gartering fcarlet and Star, 36 yards in a piece, without breakage.
 20 P^s of 4^d Ribbon, deep red, blew, and green.
 20 P^s of 12^d D^o the fame colours.
 10 P^s ftriped Callimancoe^r, lively colours.
 6 doz. Women's fcarlet worfted ftockings
 6 doz. Men's large worfted Caps.
 20 doz. Large Cuttoe knives.
 100 Guns, fmall bored, and 25 p^r piftols.
 5 doz. Cutlaffes
 60 lb. of Vermillion.
 2 Groce of Square *Indian* Awl Blades.
 26 lb. of Brafs Kettles.
 20 lb. of Brafs wire, different fizes.
 20 lb. Beads, fmall White.
 40 lb. Coloured thread.
 50 Meddals with His Majefty's picture on one fide and the *British* Coat of Arms on the other, as they need not be fo thick as *English* Crowns they may be made fomewhat larger, with a loop to put a ribbon through.
 Whatever quantity of Lace Cloths and Hats and Feathers fhall be thought proper, I imagin that fcarlet cloth cuff'd and lapell'd with blew, laced with common fingle lace would be acceptable as any.

The Acco^t. of His Majefty's Revenue of Quit Rents &c. arifing within this Colony of *Virginia* for the Year 1751.

The Receiver General doth charge himfelf with the receipt of the faid Revenue as follows.

To Ballance of the laft Acco ^t	£ 9515 7 9
To the Quit Rents of the Northern Neck for the year 1751.....	6 13 4
To the Acco ^t . of Compoftions for Efcheated Lands.....	1 14 —

Quit Rents for the Year 1751.

Counties Names	Number of acres paid for	Paid in money			Sheriffs allowances			Amount		
		£	s	d	£	s	d	£	s	d
<i>Amelia</i>	498717	498	14	4	49	17	5	448	16	11
<i>Augufta</i>	300000	300	—	—	30	—	—	270	—	—
<i>Albemarle</i>	486104	486	2	1	48	12	2	437	9	11
<i>Accomack</i>	233467	233	9	4	23	6	11	210	2	5
<i>Brunfwick</i>	276794	276	15	10	27	13	7	249	2	3
<i>Caroline</i>	269196	269	3	11	26	18	4	242	5	7
<i>Charles City</i>	97413	97	8	3	9	14	10	87	13	5
<i>Cumberland</i>	246704	246	14	1	24	13	5	222	—	8
<i>Chefterfield</i>	243068	243	1	4	24	6	1	218	15	3
<i>Elizabeth City</i>	33295	33	5	11	3	6	7	29	19	4

Effex

¹ Callimancoe. Properly Calamancoe, *Flanders* ftuff, gloffy, with a fatin twill and a chequered warp.

Arrears of Quit Rents paid in the Year 1751.

Counties Names	Number of acres paid for	Paid in money			Sheriffs allowances			Amount		
		£	s	d	£	s	d	£	s	d
<i>Effex</i>	141036	141	—	9	14	2	1	126	18	8
<i>Gloucester</i>	171396	171	7	11	17	2	9	154	5	2
<i>Goochland</i>	117112	117	2	3	11	14	2	105	8	1
<i>Hanover</i>	258964	258	19	3	25	17	11	233	1	4
<i>Henrico</i>	115117	115	3	1	11	10	3	103	12	10
<i>James City</i>	87743	87	14	10	8	15	5	78	19	5
<i>Ifle of Wight</i>	110000	110	—	—	11	—	—	99	—	—
<i>King William</i>	70000	70	—	—	7	—	—	63	—	—
<i>King & Queen</i>	184927	184	18	6	18	9	10	166	8	8
<i>Louisa</i>	308448	308	8	11	30	16	10	277	12	1
<i>Lunenburg</i>	—	—	—	—	—	—	—	—	—	—
<i>Middlesex</i>	74762	74	15	3	7	9	6	67	5	9
<i>Nanfemond</i>	147820	147	16	5	14	15	7	133	—	10
<i>Norfolk</i>	128597	128	11	11	12	17	2	115	14	9
<i>Northampton</i>	105560	105	11	2	10	11	1	95	—	1
<i>New Kent</i>	104563	104	10	9	10	9	1	94	1	8
<i>Orange</i>	—	—	—	—	—	—	—	—	—	—
<i>Prince George</i>	100000	100	—	—	10	—	—	90	—	—
<i>Princess Anne</i>	120000	120	—	—	12	—	—	108	—	—
<i>Spotsylvania</i>	240485	240	9	8	24	—	11	216	8	9
<i>Surry</i>	300000	300	—	—	30	—	—	270	—	—
<i>Southampton</i>	200733	200	14	8	20	1	5	180	13	3
<i>Warwick</i>	39395	39	7	11	3	18	9	35	9	2
<i>York</i>	—	—	—	—	—	—	—	—	—	—
<i>Amelia</i>	1200	1	4	—	—	2	4	1	1	8
<i>Augusta</i>	112128	112	2	6	11	4	3	100	18	3
Do. for 1749	215411	215	8	3	21	10	10	193	17	5
Do. for 1748	192374	192	7	6	19	4	9	173	2	9
<i>Albemarle 1746</i>	233230	233	4	7	23	6	5	209	18	2
<i>Brunswick</i>	1106	1	2	1	—	2	2	—	19	11
<i>Caroline</i>	3889	3	17	9	—	7	9	3	10	—
Do.	1405	1	8	1	—	2	10	1	5	3
<i>Cumberland</i>	2972	2	19	5	—	5	11	2	13	6
<i>Chesterfield</i>	600	—	12	—	—	1	2	—	10	10
<i>Elizabeth City</i>	1705	1	14	1	—	3	5	1	10	8
<i>Effex</i>	200	—	4	—	—	—	4	—	3	8
<i>Gloucester</i>	1540	1	10	10	—	3	1	1	7	9
<i>Goochland 1745</i>	257962	257	19	3	25	15	11	232	3	4
<i>Hanover</i>	5722	5	14	5	—	11	5	5	3	—
<i>Henrico</i>	12726	12	14	6	1	5	5	11	9	1
Do. for 1749	107351	107	7	—	10	14	8	96	12	4
Do. for 1748	126132	126	2	8	12	12	3	113	10	5
<i>King and Queen</i>	2480	2	9	7	—	4	11	2	4	8
<i>Louisa</i>	3482	3	9	8	—	6	11	3	2	9
<i>Lunenburg 1749</i>	233333	233	6	8	23	6	8	210	—	—
<i>Nanfemond</i>	19681	19	13	8	1	19	5	17	14	3
<i>Norfolk</i>	1600	1	12	—	—	3	2	1	8	10
<i>Orange</i>	66989	66	19	9	6	13	11	60	5	10
<i>Spotsylvania</i>	6247	6	4	11	—	12	6	5	12	5

Arrears of Quit Rents paid in the Year 1751.

Counties Names	Number of acres paid for	Paid in money			Sheriffs allowances			Amount		
		£	s	d	£	s	d	£	s	d
<i>Surry</i>	235600	235	12	—	23	11	2	212	—	10
<i>Warwick</i>	800	—	16	—	—	1	7	—	14	5
Received in several Countys from Sundry Perfons								16	7	1
								£16433 10 5		

The Receiver General doth Discharge himself

	£	s	d
By paid to the Right Honourable <i>Horatio Walpole</i> ¹ on His Majesty's warrant one year's allowance ending the 25 th of <i>April</i> laft.	150	—	—
By three warrants for the Commiffary's Salary ² to the time of his death	125	—	—
By two warrants to the Attorney General ³ for one Year's Salary ending the 25 th of <i>April</i> laft.	70	—	—
By His Majesty's Warrant dated at St. <i>James's</i> the 29 th day of <i>April</i> 1751 for paying to <i>Peter Leheup</i> ⁴ Efq. or to his Affigns	2500	—	—
By three warrants from the Governor dated the 25 th of <i>October</i> 1752 in purfuance of His Majesty's Warrant dated at <i>Kenfington</i> the 11 th day of <i>September</i> 1751 for the rewards to the Commiffioners and Surveyors and defraying the charges and expences in extending the Dividing Line between this Colony and <i>Carolina</i>	973	3	1

Arrears of Quit Rents paid in the Year 1751.

By His Majesty's Warrant dated at St. <i>James's</i> the 8 th day of <i>January</i> 1752. for paying to <i>Peter Leheup</i> Efq. or to his Affigns.	3723	10	—
By Allowance to the Receiver General ⁵ of 6 $\frac{3}{4}$ P Cent on £1229. . 4. . 5. for Arrears received on this Account fettled for before the prefent regulation.	81	19	—

By

¹ *Horatio Walpole*. The well known *Engliſh* wit and author. He held many finecures and received frequent grants from the crown.

² Commiffary's ſalary. *William Dawson*, Commiffary of the Biſhop of *London* in *Virginia*, died *July* 24, 1752. (See *Stanard's* "Colonial *Virginia* Register," p. 48.) He had ſucceeded *James Blair* in that office (*Meade*, "Old Churches. . . and Families," V. 1, p. 167) upon the death of the latter, *April* 18, 1743 (*Stanard*, "Colonial *Virginia* Register," p. 42). He was born in *England* in 1704. During the time that he was Commiffary, he was alſo Prefident of *William* and *Mary* College.

³ Attorney-General's. *Peyton Randolph*, Efq., Attorney-General from 1748 to 1766. *Randolph* (born 1721) was one of the moſt prominent men of Colonial *Virginia*, and became Speaker of the Houſe upon the death of *John Robinſon* in 1765. He held that office until 1775, and was Prefident of the Continental Congreſs of 1774. He died in *Philadelphia*, *October* 22, 1775. *Waſhington*, writing to the Prefident of the Congreſs (*Ford*, "Writings of *Waſhington*," V. 3, p. 193), ſaid that *Randolph's* death was "a loſs, as a good citizen and valuable member of ſociety, . . much to be regretted."

⁴ *Peter Leheup*. Clerk of the Privy Council and Agent in *England* for the Council of *Virginia*. He was tried, *April* 19, 1755, for malfeafance as one of the receivers in a lottery, and fined and deprived of his offices. He was ſucceeded by *John Abercrombie* as Agent of the Council of *Virginia* at a ſalary of 100 pounds per annum ("Dinwiddie Papers," V. 1, pp. 139, 140, 210, 211, 237).

⁵ Receiver General. *Philip Grymes*, who ſigned this account. *Grymes* was Receiver-General from 1749 to 1754, being ſucceeded in the latter year by *Richard Corbin*.

Arrears of Quit Rents paid in the Year 1751.

By Allowance of $\frac{1}{2}$ P C ^t . on £6836..3..8 for negotiating the Bills of Exchange in <i>London</i>	34	3	7
By Allowance to the Auditor ¹ at 5 P C ^t on £6918..2..8.....	345	18	2
By Allowance to the Receiver General on the same Sum.....	345	18	2
So that the sum Disburst amounts to.....	8349	12	—
And there will remain due to Ballance this Acc ^t	8083	18	5
	£16433	10	5

(Signed) Philip Grymes Rec^r. Gen^l.

I have examined the within Acco^t. of His Majesty's Revenue of Quitrents for the Year 1751. and have compared every article with its proper voucher produced by Philip Grymes Esq. Receiver General, and find the Charge thereof amounting to Sixteen thousand four hundred thirty three pounds ten shillings & five pence, and the Discharge to eight thousand three hundred forty nine pounds twelve shillings, both truly stated; So that there is due to His Majesty's Revenue for Ballance of this Acco^t. Eight thousand and eighty three pounds eighteen shillings and five pence Sterling.

John Blair D. Aud^r.Acco^t. of His Majesty's
Quit Rents.November the 6th 1752

The within Acco^t. compared and examined by John Blair, Esq^r. Deputy Auditor was produced to me in Council and Sworn to by Philip Grymes Esq^r. Receiver General.

(Signed) Rob^t. Dinwiddie.

Paragraph of a Letter written by William West to the Governor of Pennsylvania
7 May 1753

Susquehannah May 7th 1753.

Andrew Montour relates that some time after he had come to Onondago, there arrived there seven French Indians with a Belt of (all) black Wampum, six feet long and twelve grades of Wampum in breadth, to inform the Six Nations, by order of the Governor of Canada³ that they intended early this summer to be at Ohio's River, with a large body of men, two hundred and fifty of which were now (and has been upwards of two months) at a carrying place⁴ that leads from Niagara to the heads of the Ohio's building cannoes & making other preparations for the reception of the remainder of their army. That about the last week in April the said army, to the number of six thousand French⁵ and a large number of Indians were to set off from Montreal to join the aforelaid two hundred and fifty and from thence proceed directly to the Ohios; that when they arrived

at

¹ Auditor. John Blair, appointed Deputy Auditor in 1732, died 1771.

² Governor of Pennsylvania. James Hamilton, born c. 1710, died August 14, 1783. He was Governor from 1748 to 1754, and held other important posts under the Penns.

³ Governor of Canada. Marquis Duquesne de Menneville, appointed Governor upon the death of Jacques de Taffanel, Marquis de la Jonquière, March 6, 1752. Duquesne was a grandnephew of the famous Admiral Abraham Duquesne, and was himself a naval officer. He was recalled, at his own request, in 1755.

⁴ Carrying Place that leads from Niagara to the Heads of the Ohio's. Presque'isle, near the present site of Erie, Pennsylvania. From this point it was but a short distance to the head waters of French Creek. In flood time, canoes could navigate the latter stream and thus make their way into the Allegheny and at length into the Ohio. This was a new route of French advance. (See Duquesne to M. de Rouille, August 20, 1753, "New York Colonial Documents," V. 10, p. 255.)

⁵ Six Thousand French. A gross exaggeration. The whole army, with later reinforcements, did not number more than one thousand five hundred. (See Parkman, "Montcalm and Wolfe", V. 1, Ch. 3.)

at the *Logs Town* they intended to build three forts,¹ one at the forks of *Moningcolat* (about fourteen miles on this side of the *Logs Town* and on this side of the *Ohios*) another below that and the other above it, but so as not to be far afunder; that if the *English* traders would immediately quit the river on their commanding of them to go off, they would let them go unmolested, but if they or the *Indians* should make any resistance, they would take them all prisoners & perhaps kill some of them, and that he (the Gov^r. of *Canada*) would not suffer any further trade to be carried on by the *English*, on the waters of the *Ohios*; that *Onondio* had sent them the Six Nations this Belt of Wampum as well to let them know his intentions of settling the *Ohio* as to desire they would assemble a body of their warriors which he would cause to be joined by a large body of their *Indians* to go to fight the *Catawbas*, for that he (their Father) was sorry to hear the *Catawbas* had killed so many of their children (the Six Nations) and that he hoped by his Assistance they would cut them entirely off. Upon this *Caswonthony* & *Affugerizeree* two of the Chiefs of the Six Nations stood up and told them they would send for some of their Chiefs, not then present to whom they would communicate this speech, and that in a few days they would return them an answer. Mr *Montour* at the request of the *Onandago* Council was present at the delivery of this speech & the following answer to it. In three days after they assembled a Council & *Coswonthony* standing up told the *French Indians* to tell *Onondio* that he, by order of the Six Nations would return the following answer to his speech; *to witt*, That they the Six Nations had made peace with the *Catawbas* and that they would not break their friendship with them; that they looked upon it that *Onondio* intended to deceive them, for that when their warriors were gone to fight the *Catawbas* they imagined he intended to take the opportunity to fall upon the *Ohio Indians* & cut them off:—upon which they returned them the Belt of Wampum and further desired them to tell *Onondio* that the lands of *ohio* was theirs and that their Father had no right to it, and therefore must not breed any disturbance with their Brethren the *English*, nor attempt to build any Forts, nor spill any blood on their lands; and that neither the *French* nor *English* had any right to the *Ohio* Lands, for that those lands was the chief of their hunting ground and that they would keep it themselves for their young men to carry on a trade upon; that if *Onondio* had a mind to make war against the *English*, he must do it on the great waters; and to tell *Onondio* that what the Six Nations had said must stand firm.

To confirm what they said they desired them to present *Onondio* with that Belt of Wampum; here they gave a large Belt of White Wampum.²

Mr *Montour*'s Declaration 15 May 1753.

Belvoir in Fairfax County 15 May 1753.

Then Mr *Andrew Montour* came, and expressing his desire to have his message to and from the Sachems or Chiefs of the Six United Nations of *Indians*, set down in paper, to assist his memory and prevent mistakes

Declared

That

¹ Three forts. The original intention was to build four forts—at *Wenigo*, *Monongahela* Forks, *Log's Town*, and *Beaver Creek*. ("Pennsylvania Colonial Records," V. 5, p. 667.)

² Belt of white wampum. Cf. reports of these meetings in "Pennsylvania Colonial Records," V. 5, pp. 607-8; 614-16; 622 ff; 665 ff.

³ *Andrew Montour*. The son of the celebrated *Canadian* half-breed *Catharine Montour*. ("Journal of Captain William Trent," p. 103.) He had been employed by the Council of *Pennsylvania*, on the recommendation of *Conrad Weiser*, in 1748, and acted as interpreter for the *Indians*. He was highly esteemed by the Six Nations, and had received various commissions of trust from the authorities of *Pennsylvania*. In *April*, 1752, he had gone to *Virginia* in hopes of securing service there, and had passed through *Philadelphia*, on *February* 8, 1753, when bound for the *Ohio* country in behalf of *Virginia*. In *June*, 1753, he was again in *Philadelphia*, and announced that he planned another journey to *Ohio* for *Virginia*. The next year he was again in the service of *Pennsylvania*. ("Pennsylvania Colonial Records," V. 5, pp. 290, 455, 567, 607, 635-36, 735, 760.)

That about the 15th. April laſt being at *Onondago*, a Council of the Six Nations was called and met, when the ſaid *Montour* told the Council he came from the Governor of *Virginia* to acquaint them he had kindled a fire at the town of *Wincheſter* in the County of *Frederick*, and a plain and good road was made all the way to *Onondago* that nothing might obſtruſt their coming to *Wincheſter* to receive any preſents intended from *Virginia*, to their community: and thereupon gave them a Belt of Wampum.

After fix days deliberation M^r *Montour* rec^d. the following anſwer:—

That they the ſaid Sachems and Chiefs earneſtly deſired the Governor of *Virginia* to uſe his power and influence to prevent war and bloodſhed with the *French* and their *Indians*, eſpecially on the waters of the *Alleghany* and *Ohio*; it being their beſt grounds of hunting; in token whereof they gave a Belt of Wampum.

They alſo deſired the Governor of *Virginia* to believe that they the Six Nations did very much diſlike the unpeaceable practices of the *French* and their dependent *Indians*, and will do their utmoſt endeavours to prevent ſuch irregularitys and hoſtilities from taking any ill effects among their good friends and brethren the *Engliſh*.

They likewiſe deſired that good faith and credit might be given to what their ſon *Andrew Montour*, alſo one of their Council, ſhould ſay to the Governor of *Virginia* in their names.

And furthermore that the two Belts might be returned to the Sachems or any of their Chiefs at a future meeting of Treaty or Agreement.

his
Andrew † *Montour*
mark

Governor *Dinwiddie* to Governor *Glen*² 23 May 1753.

Williamsburg, Virginia May 23d 1753.

Sir

By this expreſs I encloſe your Excellency a copy of ſeveral papers ſent me expreſs from *Philadelphia*, M^r *Hamilton* the Governor's letter¹ to me, as alſo a copy of *Andrew Montour's* Declaration⁴ on delivering a meſſage from me to the Six united Nations of *Indians*. As theſe papers contain affairs of great importance to His Majeſty's Colonies on this Continent, I thought it neceſſary to give you as early intelligence thereof as poſſible.

I muſt obſerve to you that laſt year I ſent Commiſſioners to the Six Nations and other *Indian* Nations in amity with us and them, to the Weſt of this dominion, with a handſome preſent to them from His Majeſty. They accordingly met our Commiſſioners at *Logs Town* on the *Ohio*, where after the delivery of the preſent, the Sachems and Chiefs then preſent confirmed and ratified the treaty of *Lancaſter*, and all our former treaties⁵ with them.

The intention of this treaty was to deliver the Preſent, and to obtain their aſſent to ſettle the lands on the *Ohio*, which were granted by patent from His Majeſty to ſome gentlemen in *London* and in this dominion; which the *Indian* Chiefs then preſent immediately agreed to, and further gave leave to build two forts on the *Ohio* River. Agreeable thereto, there are one hundred and fifty families gone out to begin the Settlement.

By

¹ Treaty or agreement. *Montour's* private impreſſion was that the Six Nations deſired alliance neither with the *French* nor with the *Indians*, but wiſhed to be left alone to enjoy their own rights and territory. (See his interview with *Peters*, June, 1753, "Pennſylvania Colonial Records," V. 5, pp. 635-36.)

² *James Glen*, born at *Linleithgow, Scotland*, in 1701. He was appointed Governor of *South Carolina* on December 28, 1738, while holding office as Inſpector of Seigniories of *Scotland*, but did not arrive in *South Carolina* until December 19, 1743. Continuing Governor until 1755, he was generally ſucceſſful in his dealings with the *Cherokees*.

³ Mr. *Hamilton's* Letter. For this letter ſee "Pennſylvania Colonial Records," V. 5, pp. 628-30.

⁴ *Montour's* Declaration. See *ſupra*, pp. 515-16.

⁵ Treaties with them. See *Trent's* Journal. For the treaty of *Lancaſter* (July 23, 1748), ſee "Pennſylvania Colonial Records," V. 5, pp. 307-319; text of the treaty, *ibid.*, 316-19.

By the within papers you will observe that the *French* from *Canada* have marched a large force of regular troops and *Indians* not only to prevent our settlement, but to take possession of these lands and to build forts on that River; a step not preceded in the time of confirmed peace with *Britain* and *France*, to invade the *British* territories and lands, that we have an undoubted right to, not only as the back of this dominion, but also by a concession of the native proprietors; nay I may say by a fair purchase, as their agreeing to our settlement was in consequence of the Present given them.

This affair I conceive of very great consequence to all His Majesty's Colonies on this Continent. I immediately called a Council; they all agreed with me that it was absolutely necessary to send an express to you with a copy of the papers, as also to send to the *Catawbas*, *Cherokees*, and the other *Indians* in friendship with us, to put them on their guard for fear of surprize: which I am preparing to do.

We are further of opinion that each Colony should raise a number of men, which, with the assistance of the *Indians* in friendship with us, may be able to prevent the *French* settling the lands on the *Ohio*, and if settled, to dispossess them. As this affair will require some time we thought it proper to intimate the same to you and the other governments, to know your and their thoughts thereon; and if you are of opinion with us, we shall be glad to know the number of men that may be supplied from your government. For the *French* possessing the lands of the *Ohio*, which are so near our back settlements, will in time effect all our Colonies, and indeed they are very disagreeable neighbours, and no doubt in time will multiply fast.

We are also of opinion that it would be very agreeable if you possibly could make peace between the *Creeks* and *Cherokees*; for the assistance of the *Indians* will be of very essential service.

You will further please to observe that its of the last consequence tacitly to allow the *French* a settlement on the *Ohio*; as they will continually harass our back settlements, and also enhance all the *Indian* trade, to the great loss and prejudice of *Great Britain*. It appears to me to be an affair that requires the serious consideration of all the *British* governments on the Continent.

I have wrote to the Governor of *Pennsylvania* to desire Mr *Clinton* Governor of *New York* to send an express to the Governor of *Canada* to know his reasons for this invasion on His Majesty of *Great Britain*'s territories in the time of profound peace between the two Crowns; and so soon as I can hear a proper account of their transactions on the *Ohio*, I shall transmit the same to the Ministry at home, that if they see proper they may apply to the Crown of *France*; but at the same time I think we should do all in our power to prevent their settlement.

Last week I was informed that the Emperor of the *Cherokees* with his Empress, son, and some of his officers who were here last fall, were intercepted in their return to their own country, by some *French Indians*. They say that they scalped the Emperor and carried the other prisoners to *Canada*. This wants confirmation, but Mr *Montour*, who I had sent to the Six Nations, says he had heard the same at *Onondago*.

I shall be very glad by the return of this express that your Excellency will please to send me your opinion on this emergent occasion, and what aid may be expected from your government, and if it should be thought proper next fall, to endeavor to dislodge the *French* from the *Ohio* if they should presume to settle, if you could not engage some of the *Creeks* and other *Indian* Nations contiguous to you, to assist in this attempt to disappoint their designs. For I take it to be a great insult on *Great Britain* at this time to make an invasion on our lands. The number of the *French* forces are uncertain; some say six thousand, but I cannot think they can exceed one thousand or twelve hundred regular forces, besides the *Indians*; but I expect soon to have a more explicit account of their number & intentions.

I have been told that for many years they have been tampering with many of the nations of *Indians* to the Westward of us. The *Picks* and *Twightwees*, two powerful
nations

¹ Wrote to the Governor of *Pennsylvania*. For this letter, May 21, 1753, see "*Pennsylvania Colonial Records*," V. 5, pp. 630-32.

nations near Lake *Erie* last fall sent me a message of their strong inclination to enter into a strict friendship with *Britain*. I returned a suitable answer and desired them to send some of their Chiefs to *Winchester* a back town in this dominion, above two hundred miles from this, when they should receive a handsome present of small arms ammunition &c. to confirm them of our great desire to cultivate a strict friendship with them; which Present is now laying there for them; but I fear this attempt of the *French* will prevent their coming, as they must come by the *Logs Town* on the *Ohio*. However if they can pass them, there is a Commissioner with the Present ready to receive them.

I could not well abbreviate this letter as I intended to give you as clear a detail of the affairs as possible. Please give the messenger all necessary dispatch. With sincere regards, I remain in great truth

Your Excellencys

Most obedient humble Serv^t.

Rob^t. Dinwiddie.

Governor *Glen* to Governor *Dinwiddie* 21 June 1753.

South Carolina June 21st 1753.

Sir

On the 12th of this instant your express brought me your letter dated the 23^d of *May* last inclosing the Copy of a letter from Governor *Clinton* and another from Governor *Hamilton*, with several other copies of papers referred to, and as they contain matters of great importance, I, without loss of time communicated them to the Council, who considered them with that attention that is due to everything that so greatly concerns His Majesty's service and the *British* interest, that may so nearly affect the present peace of the neighbouring Province, or by the consequences may disturb the tranquillity of all the Colonies upon the Continent; in short that may involve us in trouble, or have what the *French* call des Suites facheuse.

The Gentlemen of the Council were of opinion that it would not be adviseable for me to promise any great assistance from this Province in its present situation, more especially as the very person from whom you have the accounts of the numbers of the *French* army, gives you also information that a part of them is designed for the utter destruction of the *Catawbaws*; and as the sole dependance of that little Nation is upon this Government, it is proper we should endeavour to protect and defend them. Indeed it is our interest and absolutely necessary for us to do so; for they form a part of our barrier, and if they are cut off, a door will be left open to the *French Indians* to harass our new settlements in these out parts.

I am sensible how greatly it concerns the peace of all His Majesty's Colonies upon this Continent to keep the *French* at a distance; it not only concerns the peace, but the very being of this Province; for compared with *Virginia* and some other Northern Governments, it is but thinly peopled. Our great security is the friendship of the *Indian* Nations, which I therefore study to cultivate with the greatest care; and as I find the *French* spare no pains in stirring up strife, that by constant wars they may weaken one another, I endeavour to heal and reconcile all their differences.

I have for some time past taken a good deal of pains to make a firm peace between the *Creeks* and *Cherokees*, and am not without a prospect of success. I am equally desirous that there should be peace between all our *Indians* and the Six Nations, and I sent proposals to the Northward some time ago to that purpose. I hope you and Gov^r *Clinton* will strengthen my hands in this good work. If it could be brought about, I could venture to promise a considerable number of *Indians* to be employed in defeating the designs of the *French* for the future. But in their present state they have succeeded or failed: if they have succeeded and made a settlement with such an army as you have advice of, I cannot be of opinion that it will be safe for me, without special directions from His Majesty to take any steps to dislodge them, or in other words to destroy them. And therefore, with great deference to you and the Council of *Virginia* I offer it as my
opinion

opinion that a full representation should be laid before His Majesty of the several steps taken by you to settle that country, and a particular detail of the measures the *French* are pursuing to dispossess you of it, and to settle it themselves; and that we should wait till His Majesty's pleasure is signified before we can warrantably proceed any farther.

But I think you very justly doubt the information you have received as to the number of men. *Indians* never see; and seldom speak of thousands; so they may mistake; and from a long and pretty intimate knowledge of them I have learned to mistrust their accounts upon such subjects; their fears often magnify appearances, and they are not very scrupulous or exact in numbers.

I hope all His Majesty's Colonys upon the Continent will make a common cause of it, when any part of them is invaded; but in the present case this Province is very nearly concerned, proximus ardet; for which reason and from the earnest desire that I know they have of expressing their zeal for His Majesty's service, they will, according to their small ability, exert themselves like loyal and grateful subjects in executing His Majesty's commands.

I am with sincerity and respect

Sir

Your most obedient Servant

James Glen.

P. S. The Emperor of the *Cherokees* is very well, but was barbarously beat by some persons in your Province who tied him like a slave; he afterwards out of revenge burnt the fine cloaths and other presents that you had made him. I look for him every hour, and therefore I detained your express, in hopes to have given you full account of that transaction, that they might be punished.

Gov^r. *Glen* to Secretary the Earl of *Holderness* 25 June 1753.

S^o. Carolina June 25th 1753.

My Lord.

A few days ago I received a letter from M^r *Dinwiddie* Governor of *Virginia* and several papers enclosed, which contained matters of such a nature and importance, as made me think it my duty to transmit copies of them to your Lordship, lest he should have had no opportunity of doing it from *Virginia*. They are numbered 1, 2, 3, 4, 5, 6.¹ I have also taken the liberty to enclose a copy of my answer to M^r *Dinwiddie*'s letter, N^o. 7. and I hope your Lordship will permit me to lay before you some further remarks and observations upon his letter and the other papers, altho the matter is so nice and delicate as hardly to admit of being touched by such an unskilful hand, and is of so high a nature as to be almost out of the reach of an *American* Governor.

The purport of his letter and the other papers is to acquaint me that an army of regular troops is marched from *Canada*, joined with a great number of *French Indians* to dispossess the *English* lately settled upon the *Ohio* River by the Government of *Virginia*, and to take possession of these lands themselves, and to build forts on that River; and further to acquaint me that it is his opinion and the opinion of the Council of *Virginia* that each of His Majesty's Colonys upon this Continent should raise a number of men to prevent the *French* from settling there, and to dislodge and dispossess them if they have settled, and desiring to know the number of men that may be supplied by this Govern-
ment

¹ The enclosures were as follows:

No. 1 1753. May 23. Gov. *Dinwiddie* to Govr. *Glen*.

2 1753. April 20. Mr. *Johnson* to Gov. *Clinton*.

3 1753. April 30. Govr. *Clinton* to Govr. *Dinwiddie*.

4 1753. May 15. Mr. *Montour*'s Declaration.

5 1753. May 7. Paragraph of a letter from *William West* to the Governor of *Pennsylvania*.

6 1753. May 6. Govr. *Hamilton* to Govr. *Dinwiddie*.

7 1753. June 25. Govr. *Glen* to Govr. *Dinwiddie*.

Of the list given above, Nos. 1, 4, 5, and 7 were included in the *Bancroft* Transcripts, and are printed in this Appendix. (See preceeding pages.)

ment. He further acquaints me that the number of the *French* troopes is said to be fix thousand, but that he cannot think they can exceed 1000 or 1200 regular forces, besides their *Indians*.

In the first place I must pray your Lordship to observe that the only foundation upon which these accounts is built is reports of *Indians*, and upon such subjects it will not be safe to lay much stress upon their intelligence. Mr *Johnson's* letter¹ to Governor *Clinton*, No. 2, says that some of the people belonging to the Five Nations had seen a great number of *French* and *Indians* march well equipped for war, and they dispatched two of the number with the news to *Onondago*, and that Nation had forwarded it to Mr *Johnson* by a fresh post in 48 hours, and in the postscript it is said that they judge the number to be about 1200, and that there are a great many officers and young gentlemen by their appearance.

This letter is dated *April* the 20th consequently the news must have been dispatched from *Onondago* about the 18th but by Mr *Montour's* declaration, No. 4, it appears that he was upon the very spot (*Onondago*) at the time this news is said to have been brought thither and it is impossible that he who is perfectly acquainted with their language, whom they call their Son, and who is one of their Council should not have heard this news; if he did, it is strange he should suppress it, for he neither mentions it in that Declaration, nor in his more circumstantial account to Mr *West*, No. 5.

As to the numbers said to be seen by these *Indians* it is well known that all *Indian* accounts gather strength as they go, and this news has travelled a great way thro' their country; I have known a small party swelled by them to a considerable army, their fears often multiply the numbers.

Mr *West's* letter to Governor *Hamilton*, No. 5, also terminates in *Indian* intelligence. What he says is, that Mr *Montour* acquainted him that whilst he was at *Onondago*, a message was brought by 7 *French Indians* from the Governor of *Canada*, to inform the Five Nations that he intended to send an army of 6000 troops, besides *Indians*, to the *Ohio*, to remove the *English*, and to settle these lands with *French*, and build forts; but those *Indians* may have greatly magnified the force, or Mr *Montour* may have forgot the numbers; for I perceive that he cannot write. Mr *Dinwiddie* gives little credit to that account of the numbers, for he says he can't think they exceed 1000 or 1200 regular forces; but I must observe that he had no other foundation for building this belief upon than the above reports, which appear to me to be very vague, and I think could not justify my taking any steps but what I have recommended in my answer to his letter.

I shall now take the liberty to examine what Mr *Dinwiddie* says, and I shall recite his own words:—"By the within papers you will observe that the *French* from *Canada* have marched a large force of regular troops and *Indians*, not only to prevent our settlement, but to take possession of these lands &c. that we have an undoubted right to, not only as a back of this dominion, but also by a Concession of the native Proprietors; nay I may say, by a fair purchase, as their agreeing to our settlement was in consequence of the present given them" (from His Majesty.)

I am afraid that the expression The back of our Dominion would not be thought by the *French* to be so clear and accurate as such a subject requires; they might perhaps interpret it to mean At the back of that Dominion, more especially as Mr *Dinwiddie* says in his second paragraph, that it is to the west of that Dominion, & in a subsequent paragraph, that the lands on the *Ohio* are nearer their back settlements, and in another part, that if the *French* are allowed to settle there, they will continually harass their back settlements.

He alleges it is our [s] by concession of the Native Proprietors; but there are few or none of the *Indians* there who can properly be called Natives Aborigines, for the present inhabitants or occupiers of those parts consist of small tribes of different nations, *Senecas*, *Schawanoes*, *Delawares*; but the property, the dominion, belongs to other *Indian* Nations who say they conquered that country and will therefore claim it as being won
by

¹ Mr. *Johnson's* letter to Governor *Clinton*. Dated *April* 20, 1753; printed "New York Colonial Records," V. 5, pp. 778-79.

by their Bow, and bought with their Blood; and I perceive that the *Indians* of the Five Nations assert their title to it. But had the absolute right been in the present inhabitants, I cannot gather from Mr *Dinwiddie's* letter that they have aliened these lands, or that anything they did can be interpreted to be a Cession of them. He says that the Sachems and Chiefs then present agreed to our settling the lands, and that they further gave leave to build two forts on the *Ohio* River; but I can hardly think that a verbal permission from some of the Headmen to settle there, or in other words to live among them and trade with them &c. or even giving leave to build two forts can be deemed a Cession of their right to these lands; such a permission neither conveys the dominion nor possession of the country, on the contrary our desiring their permission may be said to be a tacit acquiescence and acknowledgement that they retain both.

As to the last claim, that of being a fair purchase, for (the reason assigned is) their agreeing to our settlement was in consequence of the presents given them; I am afraid that will be reckoned a bad title. A purchase is a contract or convention betwixt one party and another, the intention of both parties ought to be made known expressed and understood by each other; the thing to be sold should be described, and there should be a certain, that is, a precise price agreed upon and paid, and there can be no purchase without this. For it is a known rule in law, *nulla emptio, sine pretio, esse potest*, but a present from the King can with no propriety be called a price, tho' I heartily wish that a fair purchase had been made; for such transactions not only quiet the *Indians* but make them readily joyn in defending any right said to be derived from them; and I humbly submit it to your Lordship if it might not still be advisable to make such a purchase from the *Indians*, even tho' the *French* may have possessed themselves of those lands, for it can never be said that they conquered them; they are intruders and violent possessors, and the right remains. When *Hanibal* had overrun a great part of *Italy* and was set down with a powerful army at the gates of *Rome* the particular lands upon which his army encamped were that very day sold publicly in the City at as high a price as if there had been no enemy in *Italy*.

A few years agoe the transactions between Governor *Thomas* and some *Indian* Nations to the Northward, were printed under the title of the Treaty of *Lancaster*, Commissioners from *Virginia* were sent to that meeting, and were parties to that treaty; they put the *Indians* in mind that many years before they had given (put) themselves and their lands under the King of *England's* protection, and insinuated that they would not therefore call them their own; but perhaps it may be doubted whether this made them subjects and vassals, or whether it gave away the absolute property of their lands. It may be said that they came in *Patrocinio in Fide et Clientela Regis, sed non in ejus ditioe*; and in all cases of settling new lands, altho' within His Majesty's Charter, I hope your Lordship will think it advisable for us to make fair purchases from the *Indians*; and by some papers that I have transmitted by this conveyance to the Lords of Trade the necessity appears and may require the immediate notice of the Government.

I shall now proceed to lay before your Lordship a few clear and undoubted facts. It cannot be controverted that the *English* took public possession of *Virginia* by virtue of a public charter from the Crown of *England*, that they were in possession above four Score years before Monsieur *Lasalle* or any other *Frenchman* had ever seen the *Mississippi*, and that they have continued in the undisturbed possession of it ever since, and that by the Charter the West boundarie of *Virginia* is the *South Sea*, that all this is at least a good bar against all other *European* Princes; but that *France* in particular is barred by express treaties subsisting between them and us.

Your lordship will please to observe that Governor *Hamilton* in his letter, No. 6, calls this step of the *French*, a proceeding in direct violation of treaties subsisting between the Crowns of *England* and *France*, by which a mutual right to a free and open trade is firmly & clearly stipulated. I am at a loss to know what treaty he means, and I presume he is under some mistake.

The treaties which I humbly conceive absolutely exclude *France* from any part of *Virginia* are the treaty of *Breda* concluded betwixt *Great Britain* and *France* in 1667, and

and the treaty of Peace and good correspondence in *America* concluded betwixt the said two Crowns in 1686. By the first it is stipulated betwixt the King of *Great Britain* and the most Christian King that they should forbear to wrong or injure one another, no more are they to molest or incommode one another in any manner whatsoever, either by sea or land or on rivers in any part of the world whatsoever. That *America* was included in these last words I think there can be no doubt, for there are several stipulations in the said Treaty with regard to *St. Christophers, Antigua, Montserrat and Acadia*, and least there should be any doubt that the words in any part of the world whatsoever referred to *America*, by the 19th Article of the Treaty in 1686 a treaty calculated for *America*, the aforefaid treaty of 1667 was to remain in force and be observed, which I think would not have been done, had it not referred to *America* and by the 11th article of this last treaty it is agreed that the Governors Officers and subjects of either King shall not any ways molest or disturb the subjects of the other in settling their respective Colonies, and by the 1st article of the said Treaty it is also agreed that there should be a firm peace unity amity and good correspondence as well by land as by sea between the *British* and *French* Nations in *America*, and within the colonies and governments belonging to the King of Great Britain and the Most Christian King, or which are under the government of either of them respectively. That the country of *Virginia*, bounded as in the aforefaid public Charter by the *Atlantic* Ocean on the East and the *South* Sea on the West, was at that time and had been for above 100 years before, a Colony and Government under the jurisdiction of the King of *Great Britain* needs no proof, and *France* neither had nor pretended to have the least right or claim to any lands or territories within these limits.

Monfieur *Lafalle* pretended to have discovered the mouth of the *Mississippi* in the year 1686¹. He was murdered by some of his people in 1687. and the rest returned to *Quebeck* in 1688, and in *September 1712* *Lewis* the 14th is said to have granted a great part of the country about the mouth of the *Mississippi* River, under the name of *Louisiana* to Monfieur *Crozat*.

It is clear therefore that we were in possession of *Virginia* long before either of these treaties. Surely the *French* will not pretend that it was necessary to ascertain the limits *circumeundo circumambubande*; it is enough that they are clearly described in the above Public Charter, and that we had taken possession of some parts with an intention to possess the whole. This is clear from the first § of the third law *de adquir: vel amitt: pos:*

I thought it my duty to give your Lordship the earliest notice of these news. I have laid them before you purely as I received them. I have also represented them in the light in which they appear to me, but I have not presumed to express my sentiments of the dangers that would arise to all His Majesty's dominions on the Continent, should the *French* continue there, because I am confident it will not be permitted.

I have clearly traced their emissaries in all our *Indian* Nations for many years past, and tho' they moved by slow and very secret steps, yet as their designs were not the less dangerous for being covered and concealed, I made it my study narrowly to watch them, and they have gained no ground in any part near this government, as may appear by the letter I now transmit to the Lords of Trade, and if they have made no greater advances elsewhere, they have been too hafty in throwing off the mask by this barefaced attempt upon His Majesty's dominions, for his Provinces to the Northward are full of hardy inhabitants, and it is to be hoped their neighbouring *Indians* are in friendship with them. This Colony is but thinly peopled, but we are more powerful in *Indian* Allies than any other: the *Cherokees* make up near 3000 gunmen, the *Creeks* 2500, the *Catawbaws* about 400, and the *Chickasaws* rather more. None of these are under the *French* influence, and

¹ *Mississippi* in the year 1686. Correctly, *April 6, 1682*.

and whenever His Majesty's service requires it, I hope I shall be able to shew that they are greatly under the influence of this Government.

I have the honor to be with the greatest respect

My Lord

Your Lordships most obedient
and most humble Servant

James Glen.

The Right Hon^{ble}. }
The Earl of *Holdernefs*. }

MANUSCRIPTS IN THE VIRGINIA STATE LIBRARY.

[*Hoopaugh's* Deposition.¹]

This Day Came before me *James Patton*² one of his Majesties Justices for the County of *Augusta* *George Hoopaugh* being Sworn Saith that about the 7th Day of *May* last Sixty *Norward Indians* Came to his House on *Sinking Creek*³ a Branch of *Woods River* and Burned Down his House and Stable and in the House there was fifteen Bushells of Wheat, at Sundry Times before that they *Indians* Threatned him, Burned his Corn & Killed his best Dogs So that he was obliged to remove for fear of further Damage and Leave his Winter Crop in the Ground which was Lost and that there was three Creatures⁴ Killed in his Field which he believes was *Jacob Harmans* and further this Deponent Saith not—as witness his hand this 2^d Day of *February* 1754

Sworn to before me

Georg Hoopagh

James: Patton

[*Harman's* Deposition.]

This Day *Jacob Harman* Jun^r. being sworn Saith that he had two Mares and a Colt to the Value of fifteen Pounds⁵ at least Running at the House of S^d *George Hoopagh* and a few Days after S^d *Hoopaghs* House was burned S^d *Harman* went there and found his three Creatures all Shot Dead in the Field of S^d *Hoopagh* which he virily believes was Done by the S^d *Indians* that Burned the House and further this Deponent Saith not as witness his Hand this 2^d of *Feby* 1754

Jacob Harman

Sworn to before me

James: Patton

An Account of Expences on the Treatys with the *Catawbias & Cherokees*, finished by the Hon^{ble} the Commissioners⁶ from *Virginia* in 1756.

Viz.

To *Abrm. Smith*⁷ first sent to them to prepare them
To Expences and Presents to Five *Cherokee Indians*

£.33 — —
170 13 3
To

¹ Incorrectly printed, "Calendar of Virginia State Papers," V. 1, 249.

² *James Patton*, one of the most prominent early settlers of *Augusta*. Born in *Ireland* in 1692, he took early to sea life, and brought many immigrants to *Virginia*. *Hobbe's Hole*, on the *Rappahannock*, was his regular landing place. He was given a large grant in *Augusta*, served as High Sheriff of the county, as County Lieutenant, and as Commissioner to *Logstown* in 1752. He was killed by marauding *Indians* in 1755. ("Dinwiddie Papers," V. 1, p. 8; *Waddell's "Annals of Augusta"* [ed. 1902], pp. 111, 112.)

³ *Sinking Creek*. This stream flows in a southwesterly direction through the present counties of *Craig* and *Giles*, and joins the *New River* at a point near *Eggleston*.

⁴ Creatures. *i. e.*, "critters," or, according to *Greene*, "creeturs" ("Virginia Word-Book," 103), a term still used colloquially to designate animals.

⁵ Fifteen Pounds at least. The next year, 1755, Governor *Dinwiddie* paid *Robert Callender* £.10. 6s. each for horses for *Braddock's* force. (*Dinwiddie to Braddock*, May 10, 1755, in "Dinwiddie Papers," V. 2, 36.)

⁶ Commissioners. On December 23, 1755, *William Byrd III* and *Peter Randolph*, members of the Council of *Virginia*, were commissioned by Governor *Dinwiddie* to visit the *Cherokee* and *Catawba* Nations and to negotiate a treaty of alliance with them ("Dinwiddie Papers," V. 2, 298-305). The commissioners started about February 7th, 1756, (*Dinwiddie to Morris*, February 21, 1756, "Pennsylvania Archives," 1st Series, V. 2, 581) and having been successful in their mission, returned to *Williamsburg* about May 10, 1756. ("Dinwiddie Papers," V. 2, 408).

⁷ *Abraham Smith*. A resident of *Augusta* county, who acted as special agent and *Indian* interpreter for Governor *Dinwiddie*. He was intrusted with missions on various occasions, and was later a captain of militia and a magistrate of the county. ("Dinwiddie Papers," V. 1, 60, 131, 231, 267, 274; *Waddell's "Annals of Augusta"*, 160.)

To Capt. <i>John Dickinson</i> ¹ for rescuing two <i>Cherokee</i> Prisoners	25	—	—
To <i>James Deans</i> for 5 Guns for the said <i>Indians</i>	5	13	9
To Cash to the Commissioners towards defraying Expences	250	—	—
To <i>Charles Turnbull</i> for so much disbursed by him	671	19	4
To <i>Wm Prentis</i> for Sundries to the <i>Cherokees</i>	73	13	2
To <i>Isfham Eppes</i> his Expences &c.	16	17	—
To <i>Nath¹ Crawley</i> for maintaining some of them here	39	17	—
To <i>Rich^d Timberlake</i> for Do. on the Road	3	14	—
To <i>James Wilson</i> for engraving a Breast Plate	1	10	—
To <i>Abrm Smith</i> , Interpreter	40	—	—
To <i>Daniel Carrol</i> ² , Interpreter	30	—	—
To <i>Thomas Adams Esq^r</i> Secretary	100	—	—
To <i>Charles Turnbull</i> a further Accot ^t	172	17	1
To <i>Wm Hunter</i> ³ for printing the Treaties	15	—	—
Virginia Currency	£1649	14	7
Which reduced to Sterling at 25 <i>p C^t</i> amounts to	£1319	15	8

Williamsburgh

July 20th 1756.

I have Examined the above Account amounting to £1649 14 7 *Virginia* Currency, & have compared it with the Vouchers produced to me, and find it rightly stated; so that being reduced to Sterling as above; the Expences of said Treaties, & in footing the *Indians*, amount to one Thousand Three hundred & Nineteen Pounds, fifteen Shillings & Eight Pence Sterling; besides what the Governor paid himself out of money in his hands; and the Reward to the Commissioners in a difficult & Chargeable Negotiation being still due and unpaid.

John Blair D. Aud^r.

THE ANSWER Returned by the *Big Kettle* to a Speech Sent by him from the Six Nations to the *Vendotes* Leting them know how near the Danger was and What they Intended to Do⁴.

We heartily thank you Our Brothers the Six Nations, *Dellawares* and *Englilh* for your Care in Letting us know how near the Danger is. In forty Days We Intend to Meet at Our Canoe place, And there We Shall all Conclude how to Manage Our Affairs, and are to go to Our Towns in Ten Days More, after; Our Fathers may Call us to Council, But we Shall not mind Anything they will Say you may Depend on it. Last Fall the *French* sent Strict Orders to all their Commanders Down to *Mississippi* and Order'd them on Sight to Call all the great plain *Indians* together, and to Bring them along In Order to Meet Somewhere on the River to Cut off all the *Indians* and *Englilh* of all Nations Early In the Spring.

The above Speech Was Delivered to the *Big Kettle* to be Sent to the Six Nations *Englilh* and *Dellawares*.

¹ *Dickinson*. Captain of *Augusta* county rangers, and frequently embroiled with the Governor ("Dinwiddie papers," V. 2, 218, 220, 504, 532, 566, 567, 678, 685, 699, 719; *Waddell's* "Annals of Augusta," 117, 146.)

² *Daniel Carrol*. *Dinwiddie* described *Carrol* as a "person of credit" and used him as a messenger to the *Catawbass* and *Cherokees* in *August*, 1755. ("Dinwiddie Papers," V. 2, 169.)

³ *William Hunter*. Public Printer of the Colony.

⁴ Printed "Calendar of Virginia State Papers," V. 1, p. 260; undated. Correct date, *May* or early *June*, 1754. See *Geo. Washington* to Governor *Dinwiddie*, *June* 3, 1754, "Dinwiddie Papers," V. 1, p. 191.

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